

Item No. 4

(Pune Bench)

**BEFORE THE NATIONAL GREEN TRIBUNAL
WESTERN ZONE BENCH, PUNE**

(WITH HYBRID OPTION)

Original Application No. 23/2023(WZ)
I.A. No. 69/2023(WZ)

Anusaya Ashroba Kachare & Ors.

.....Applicant(s)

Versus

The State Of Maharashtra & Ors.

....Respondent(s)

Date of hearing: 26.04.2023

**CORAM: HON'BLE MR. JUSTICE DINESH KUMAR SINGH, JUDICIAL MEMBER
HON'BLE DR. VIJAY KULKARNI, EXPERT MEMBER**

Applicant : Mr. Umesh Sadavaete h/f Mr. Kaustubh Gidh, Advocate
Respondent(s) : Mr. Vilas Jadhav, Advocate for R-5/MPCB
Mr. Aniket Kanade, Advocate for R-7/PP

ORDER

1. From the side of Applicants, learned Counsel Mr. Umesh Sadavaete holding brief of learned Counsel Mr. Kaustubh Gidh has appeared, who has placed before us an application dated 26.04.2023 addressed to us written by learned Counsel Mr. Kaustubh Gidh saying that he is suffering from symptoms of Covid, therefore, he is not in a position to appear before this Tribunal.

2. We find that service affidavit has been filed, as per which service of notice upon all the Respondents is found to be sufficient.

3. From the side of Respondent No. 5/MPCB, learned Counsel Mr. Vilas Jadhav has appeared, who submits that he has not been provided copy of Original Application as well as annexures and has received only notice and copy of I.A., therefore, we direct the learned Counsel for the

Applicants to serve entire set of Original Application along-with annexures today itself.

4. When we questioned to the learned Counsel for the Respondent No. 5 as to why objection against the I.A. has not been filed, he could not give any reply, although in the interest of justice, we provide two weeks' time to file the same.

5. From the side of Respondent No. 7/Project Proponent, learned Counsel Mr. Aniket Kanade has appeared, who submits that he too has not received the copy of Original Application as well as annexures, therefore, we direct the learned Counsel for the Applicants to serve entire set of Original Application along-with annexures today itself. He further submits that two weeks' time may be allowed to file objection against the I.A. and the same is allowed.

Put up this matter for further consideration on 20.07.2023

Dinesh Kumar Singh, JM

Dr. Vijay Kulkarni, EM

April 26, 2023
Original Application No. 23/2023(WZ)
I.A. No. 69/2023(WZ)
P.Kr