

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

THROUGH PHYSICAL HEARING (WITH HYBRID OPTION)

**Execution Application No.02/2023(WZ)
In
Original Application No.05/2021(WZ)**

Santosh Patil & Anr.

.....Applicants

Versus

Member Secretary, SEIAA & Ors.

....Respondents

Date of hearing: 28.08.2024

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

Applicant	:	Mr. Aditya Pratap, Advocate
Respondents	:	Mr. Aniruddha S. Kulkarni, Advocate for R-1/SEIAA & R-3/MPCB Mr. Girish Utangale, Advocate for R-2/SRA Shri Pinaki Misra, Senior Advocate along-with Mr. Mayur Khandeparkar, Advocate for R-4/PP Mr. Rohan Cama, Advocate along-with Mr. Firoz Mehta, Advocate for R-5

ORDER

1. From the side of execution applicants, learned counsel Mr. Aditya Pratap has appeared before us, who has vehemently argued that the respondent No.4-Project Proponent has sold the flats, in violation of the order of this Tribunal which is under execution, without 502 parking places being provided, which was required to be provided prior to that. Even the Joint Committee, which was constituted by this Tribunal, has also ignored this fact and they are colluding with the Project Proponent.
2. On the other hand, learned Senior Counsel Shri Pinaki Misra representing respondent No.4- Project Proponent submits that the delay

is happening because of there being a nalla, which needs diversion, for which work is going on. But when we enquired from him as to how much work is left, he submits that a progress report shall be submitted along-with the timeline and detailed action plan giving therein the timeline, by which the entire work will be completed, for which he prays for one week's time to be allowed. We allow the said time by way of last opportunity.

3. From the side of respondent No.1-SEIAA, Maharashtra and for respondent No.3- MPCB, learned counsel Mr. Aniruddha S. Kulkarni has appeared, who apprised us that he has already filed reply affidavits on their behalf.

4. From the side of respondent No.2 – SRA, learned counsel Mr. Girish Utangale has appeared, who submits that he has already filed reply affidavit in this matter.

5. From the side of respondent No.5- Mssrs. Oberoi Realty Ltd., learned counsel Mr. Rohan Cama has appeared before us, who submits that he has already filed reply affidavit in this matter.

Put up this matter for final hearing on 26.09.2024

Dinesh Kumar Singh, JM

Dr. Vijay Kulkarni, EM

August 28, 2024
Execution Application No.02/2023(WZ) In
Original Application No.05/2021(WZ)
P.Kr