

Item No. 5

(Pune Bench)

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

(By Video Conferencing)

Original Application No. 69/2022 (WZ)

Sunil Pharate, Sangli District Head of
Swatantra Bharat Paksh

.....Applicant

Versus

State of Maharashtra & Ors.

....Respondent(s)

Date of hearing: 15.11.2022

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

Applicant : Mr. Omkar Wangikar, Advocate
Respondent(s) : Mr. Aniruddha S. Kulkarni, Advocate for R-1 & 2
Mr. Vilas Jadhav, Advocate for R-4 & 5(MPCB)
Ms. Supriya Dangare, Advocate for R-6 & 7
Mr. Dattatray Devale, Advocate for R-8

ORDER

1. From the side of Applicant- Mr. Omkar Wangikar, learned Counsel has appeared and apprised that he has received joint committee's report yesterday evening, therefore, he needs some time to file objections against the same. Accordingly, two weeks' time is allowed for filing the objections.

2. From the side of Respondent No. 1/Ministry of Environment, Forest & Climate Change (MoEF&CC) & Respondent No. 2/Central Pollution Control Board (CPCB)- Mr. Aniruddha S. Kulkarni, learned Counsel has appeared and apprised that from the side of Respondent No. 1, he does not want to file the reply affidavit although from the side of Respondent No. 2, reply affidavit has already been filed.

3. From the side of Respondent Nos. 4 & 5/ Maharashtra Pollution Control Board (MPCB)- Mr. Vilas Jadhav, learned Counsel has appeared and apprised that he has filed reply affidavit as well as copy of the joint committee's report and the same are taken on record.

4. From the side of Respondent No. 6/Department of Fisheries & Respondent No. 7/Sangli Miraj Kupwad Municipal Corporation- Ms. Supriya Dangare, learned Counsel has appeared.

5. From the side of Respondent No. 8/Yaswantrao Mohite Sahakari Sakhar Karkhana Ltd.- Mr. Dattatray Devale, learned Counsel has appeared and apprised that reply affidavit has already been filed.

6. The learned Counsel for the Respondent Nos. 4 & 5/ Maharashtra Pollution Control Board (MPCB) has brought to our notice that large number of violations have been found on the part of 09(nine) industries which are named in the joint committee's report at page nos. 119-120 of the paper book including the present Respondent No. 8/Yaswantrao Mohite Sahakari Sakhar Karkhana Ltd. which are as follows:-

- " i. M/s. Hutatma Sahakari Dudh Utpadak Sangh Maryadit, A/P Walwa, Dist: Sangli;*
- ii. M/s Padmabhushan Krantiveer Dr. Naganathanna Nayakwadi Hutatma Kisan Ahir SSK Ltd., Naganathanna Nagar, Tal: Walwa, Dist: Sangli;*
- iii. M/s Padmabhushan Krantiveer Dr. Naganathanna Nayakwadi Hutatma Kisan Ahir SSK Ltd., (Sugar unit), Naganathanna Nagar, Tal: Walwa, Dist: Sangli;*
- iv. M/s Rajarambapu Patil Sahakari Dudh Sangh Ltd., Plot no. A-16 to 19, MIDC Islampur, Tal: Walwa, Dist: Sangli;*
- v. M/s Rajarambapu Patil SSK Ltd., (Sugar unit), Rajaramnagar Sakhrali, Tal: Walwa, Dist: Sangli;*
- vi. M/s Rajarambapu Patil SSK Ltd., (Forigen & Country Liquor), Rajaramnagar Sakhrali, Tal: Walwa, Dist: Sangli;*
- vii. M/s Rajarambapu Patil SSK Ltd., (Distillery unit), Rajaramnagar Sakhrali, Tal: Walwa, Dist: Sangli;*

- viii. *M/s Yashwantrao Mohite Krishna SSK Ltd., (Distillery unit), A/P Shivnagar, Tal: Karad, Dist: Satara; and*
- ix. *M/s Yashwantrao Mohite Krishna SSK Ltd., (Sugar unit), A/P Shivnagar, Tal: Karad, Dist: Satara”*

7. Apart from this, he has also drawn attention to the fact that Islampur Municipal Council, Sangli Miraj Kupwad City Municipal Corporation as well as Astha Municipal Council are also found indulging in violations, therefore, they should be impleaded. The Applicant is directed to implead all these industries as well as other entities to be Respondents in the present case so that the matter may be dealt with comprehensively. The Applicant shall move an amendment application accordingly for which one week's time is allowed.

Put up this matter on 29.11.2022.

Dinesh Kumar Singh, JM

Dr. Vijay Kulkarni, EM

November 15, 2022
Original Application No. 69/2022 (WZ)
P.Kr