

Item Nos.10 to 12

(Pune Bench)

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

THROUGH PHYSICAL HEARING (WITH HYBRID OPTION)

Original Application No.32/2023(WZ)

Raju alias Devavappa Anna Shetti & Ors.

.....Applicants

Versus

M/s Shri Dutt India Pvt. Ltd. & Ors.

....Respondents

WITH

Original Application No.69/2022(WZ)

Mr. Sunil Pharate, Sangli District Head- Swatantra Bharat Paksha

.....Applicant

Versus

State of Maharashtra & Ors.

....Respondents

WITH

Original Application No.114/2023(WZ)

Mr. Sunil Pharate, Sangali District Head Swatantra Bharat Paksha

.....Applicant

Versus

Yashwantrao Mohite Krishna Sahakari
Sakhar Karkhana Ltd. & Ors.

....Respondents

Date of hearing: 23.01.2025

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

In O.A.32/2023(WZ)

Applicant : Mr. Asim Sarode, Advocate

Respondents : Mr. Dattatray Devale, Advocate for R-1 & R-4
Mr. Vilas Jadhav, Advocate for R-2/MPCB
Ms. Supriya Dangare, Advocate for R-3/SMKMC
Mr. Divyansh Gore, Advocate for R-4

In O.A.69/2022(WZ)

Applicant : Mr. Omkar Wangikar, Advocate
Respondents : Mr. Aniruddha S. Kulkarni, Advocate for R-1/Envtt. Deptt. & R-2/CPCB
Mr. Vilas Jadhav, Advocate for R-4 & 5/MPCB
Ms. Supriya Dangare, Advocate for R-7/SMKMC
Mr. Dattatray Devale, Advocate for R-8 & 16
Mr. Saurabh Kulkarni, Advocate along-with
Mr. Adwait Gokhale, Advocate for R-9 to 15
Mr. Abhineet Pange, Advocate for R-18/IMC

In O.A.114/2023(WZ)

Applicant : Mr. Omkar Wangikar, Advocate
Respondents : Mr. Dattatray Devale, Advocate for R-1/PP
Mr. Aniruddha Kulkarni, Advocate for R-2/Envtt. Deptt. & R-3/CPCB
Mr. Vilas Jadhav, Advocate for R-5 & 6/MPCB

ORDER

1. Learned counsel for the MPCB has filed combined reply affidavit dated 22.01.2025 in respect of all the three Original Applications, providing therein information in tabular form in terms of our previous order dated 06.09.2024 in para no.10, indicating the name of the respondent industry, period of violation and the evidence in support thereof as well as Online Monitoring Committee Report. A copy of this affidavit is said to have been served upon all other respondents, which are shown as respondents in three Original Applications at different numbers. But for the sake of convenience, we may mention here that copy of this affidavit has been served upon respondent No.1- M/s. Shri Dutt India Pvt. Ltd.; respondent No.3-Sangli Miraj Kupwad Municipal Corporation; and respondent No.4- Swapnapurti Sugar Ltd. in Original Application No.32/2023(WZ), respondent No.1- MoEF&CC; respondent No.2- CPCB; respondent No.3- The Collector, Sangli District; respondent No.6- Department of Fisheries; respondent No.7- Sangli, Miraj, Kupwad Municipal Corporation, Sangli; respondent No.8 – Yashwantrao Mohite Sahakari Sakhar Karkhana Ltd & respondent No.16 –Yashwantrao

Mohite Sahakari Sakhar Karkhana Ltd. (Distillery Unit); respondent No.9- Hutatma Sahakari Dudh Utpadak Sangh Maryadit; respondent No.10- Padmabhushan Karntiveer Dr. Naganathanna Nayakwadi Hutatma Kisan Ahir Ssk Ltd.; respondent No.11- Padmabhushan Karntiveer Dr. Naganathanna Nayakwadi Hutatma Kisan Ahir Ssk Ltd. (Sugar Unit); respondent No.12- Rajarambapu Patil Sahakari Dudh Sangh Ltd.; respondent No.13- Rajarambapu Patil SSK Ltd. (Sugar Unit); respondent No.14- Rajarambapu Patil SSK Ltd. (Foreign & Country Liquor); respondent No.15- Rajarambapu Patil SSK Ltd. (Distillery Unit); respondent No.17- Ashta Municipal Council and respondent No.18- Islampur Municipal Council in Original Application No.69/2022(WZ) and all the parties, which are already mentioned above in Original Application No.114/2023(WZ). We direct these parties that if any objection is required to be filed against the reply affidavit of MPCB, the same may be filed within three weeks.

2. We may make it clear here that in the affidavit of MPCB at page no.459 of the paper book, the period of infringement with respect to M/s. Yashwantrao Mohite Krishna SSK Ltd. is shown from 12.07.2022 to 14.07.2022, which is said by learned counsel for the MPCB to have been wrongly mentioned, actually it would be 04.08.2023. We direct accordingly that the said period be read as 04.08.2023 in place of 12.07.2022 to 14.07.2022.

3. Islampur Municipal Council has filed combined reply affidavit dated 22.01.2025 in Original Application No.69/2022(WZ) and Original Application No.114/2023(WZ), which is taken on record. A copy of the same is said to have been served upon all other parties. The other parties may file rejoinder affidavit against the same, if so required, within three weeks.

4. Registry is directed to list all these matters for final hearing on 09.06.2025.

Dinesh Kumar Singh, JM

Dr. Vijay Kulkarni, EM

January 23, 2025
Original Application No.32/2023(WZ)
along-with other connected O.As.
P.Kr