

**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: 24.03.2023

**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/Env't. 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. Prashant Bhat h/f Mr. Saurabh Kulkarni, Advocate
for R-9 to 15
Mr. Abhineet Pange, Advocate for R-19/IMC

ORDER

1. From the side of Applicant, learned Counsel Mr. Omkar Wangikar has appeared and apprised that he has effected service of notice upon all the Respondents.

2. The first service affidavit dated 11.10.2022 shows that the service of notice upon Respondent Nos. 1 to 8 has been effected and the service affidavit dated 14.01.2023 shows that service of notice is effected upon Respondent Nos. 9 to 19.

3. At this stage, we have noticed that the Respondent Nos. 7 & 17 are one and the same parties, therefore, we direct the learned Counsel for the

Applicant to delete Respondent No. 17 so as to avoid repetition in the array of the parties.

4. From the side of Respondent No. 1/Ministry of Environment, Forest & Climate Change (MoEF&CC) and for Respondent No. 2/Central Pollution Control Board (CPCB), learned Counsel Mr. Aniruddha S. Kulkarni 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/CPCB, reply affidavit has already been filed.

5. From the side of Respondent Nos. 4 & 5/Maharashtra Pollution Control Board (MPCB), learned Counsel Mr. Vilas Jadhav has appeared and apprised that he has already filed reply affidavit.

6. From the side of Respondent No. 8/Yaswantrao Mohite Sahakari Sakhar Karkhana Ltd. and for Respondent No. 16- M/s. Yashwantrao Mohite Krishna SSK Ltd. (Distillery unit), learned Counsel Mr. Dattatray Devale has appeared and apprised that reply affidavit has already been filed from the side of Respondent No. 8 and the same would be treated to have been filed from the side of Respondent No. 16 as well.

7. From the side of Respondent No. 7/Sangli Miraj Kupwad Municipal Corporation, learned Counsel Ms. Supriya Dangare has appeared and apprised that reply affidavit has already been filed.

8. From the side of Respondent Nos. 9 to 15/Project Proponents, learned Counsel Mr. Prashant Bhat holding brief of learned Counsel Mr. Saurabh Kulkarni has appeared and prays that two weeks' time may be allowed to file the reply affidavit and the same is allowed.

9. From the side of Respondent No. 19/IMC, learned Counsel Mr. Abhineet Pange has appeared, who seeks two weeks' time to file the reply affidavit and the same is allowed.

10. We direct the above Respondents, who have to file reply affidavits that they will serve copy thereof upon the learned Counsel for the Applicant as well as learned Counsel for the other Respondents in advance, who shall file rejoinders, if any, within a period of one week thereafter.

Put up this matter for final hearing on 23.05.2023

Dinesh Kumar Singh, JM

Dr. Vijay Kulkarni, EM

March 24, 2023
Original Application No. 69/2022(WZ)
P.Kr