

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

THROUGH PHYSICAL HEARING (WITH HYBRID OPTION)

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: 29.11.2023

**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. 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.

2. 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, who apprised us that he has filed reply affidavit on behalf of respondent No.2/CPCB only and he does not want to file reply affidavit on behalf of respondent No.1/MoEF&CC.

3. From the side of respondent Nos.4 & 5/Maharashtra Pollution Control Board (MPCB), learned counsel Mr. Vilas Jadhav has appeared,

who submits that in compliance with our previous order dated 29.08.2023 in para no.8, additional reply affidavit dated 28.11.2023 has been filed giving therein an amount of environmental compensation for each respondents.

4. 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, who submits that he has received the copy of additional affidavit filed by the respondent Nos.4 & 5/MPCB yesterday only and he would like to file objection/additional reply affidavit against the same, for which he may be allowed two weeks' time, the same is allowed.

5. From the side of respondent No.19/IMC, learned counsel Mr. Abhineet Pange has appeared, who submits that between the previous date of hearing and today's date of hearing, there was some order passed by the Hon'ble Supreme Court, which will have impact on hearing of the present matter. We direct him to file detailed reply affidavit within a period of two weeks giving therein all the details as to what was the order passed by the Hon'ble Supreme Court along-with the copy of memo of appeal.

6. From the side of respondent No.7/Sangli Miraj Kupwad Municipal Corporation, learned counsel Ms. Supriya Dangare has appeared, who apprised us that reply affidavit has already been filed.

7. From the side of respondent Nos.9 to 15/Project Proponents, learned counsel Mr. Saurabh Kulkarni has appeared, who submits that earlier he had filed reply affidavit but in the light of additional affidavit filed by the respondent No. 4 & 5/MPCB, he has to bring on record the

additional facts by filing an additional affidavit, for which some time may be allowed, we allow two weeks' time for the same.

Put up this matter for further consideration on 15.02.2024

Dinesh Kumar Singh, JM

Dr. Vijay Kulkarni, EM

November 29, 2023
Original Application No.69/2022(WZ)
P.Kr