

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

THROUGH PHYSICAL HEARING (WITH HYBRID OPTION)

Original Application No.97/2023 (WZ)

Kailash Chima Chakor

.....Applicant

Versus

State of Maharashtra & Ors.

....Respondent(s)

Date of hearing: 19.01.2024

CORAM: HON'BLE MR. JUSTICE DINESH KUMAR SINGH, JUDICIAL MEMBER

Applicant	:	Mr. Ajay T. Kanawade, Advocate
Respondent(s)	:	Mr. Dhiraj Manjare, Tehsildar, representing R-2 & R-4 Mr. Shailesh Hinge, SDO, Sangamner, in-person for R-3 Mr. Atul J. Pathak, Advocate for R-7/Ministry of Mines Mr. Aniruddha Kulkarni, Advocate for R-8/MPCB Mr. Saurabh Kulkarni, Advocate for R-9 to R-11

ORDER

1. From the side of the applicant, learned counsel Mr. Ajay T. Kanawade has appeared.
2. From the side of respondent No.2/Collector, Ahmednagar and for respondent No.4/The Tahsildar, Sangamner, Mr. Dhiraj Manjare, Tehsildar Sangamner along-with Mr. Shailesh Hinge, SDO, Sangamner representing respondent No.3 have appeared in-person through Video Conferencing. They pray for two weeks' time to be allowed to file their reply affidavits. The same is allowed.
3. By our previous order dated 27.09.2023 in para no.7, we had directed the respondent No.2/Collector, Ahmednagar to submit English version of the letter sent by them, which is in Marathi language. Regarding it, Mr. Dhiraj Manjare, Tehsildar Sangamner representing respondent No.2 prays for another two weeks' time to be allowed to submit English version of the same to this Bench. We allow the said time period.

4. From the side of respondent No.7/Ministry of Mines, learned counsel Mr. A.J. Pathak has appeared, who prays for two weeks' time to be allowed to file reply affidavit. Although we find that by our previous order dated 27.09.2023, we had already granted four weeks' time to the said learned counsel to file reply affidavit but the same has not been filed. Therefore, by way of last opportunity, we grant additional two weeks' time to file the same.

5. From the side of respondent No.8/Dy. Regional Officer, MPCB, learned counsel Mr. Aniruddha Kulkarni has appeared, who apprised us that reply affidavit has already been filed and a copy of the same has already been served upon all other parties.

6. From the side of respondent Nos.9 to 11, learned counsel Mr. Saurabh Kulkarni has appeared, who submits that he was awaiting the reply affidavit of respondent No.8/MPCB, which has now been received by him and he prays for four weeks' time to be allowed to file reply affidavit, where-in he will also take the facts mentioned in the affidavit of respondent No.8 into account for consideration. We allow the said prayer.

7. None has appeared from the side of respondent No.6/MoEF&CC nor has any reply affidavit been filed.

8. Today, this Bench is not passing any order on merits because of the Hon'ble Expert Member not being available due to illness.

9. We direct the Registry to place this matter for further consideration on 22.03.2024.

Dinesh Kumar Singh, JM

January 19, 2024
Original Application No.97/2023 (WZ)
P.Kr