

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

THROUGH PHYSICAL HEARING (WITH HYBRID OPTION)

**Original Application No.76/2022(WZ)
I.A. No.107/2022(WZ)**

Mr. Irba Mashnaji Konapure & Ors.

.....Applicant(s)

Versus

Union of India through Secretary MoEF&CC & Ors.

....Respondent(s)

Date of hearing: 09.02.2024

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

Applicant	:	Mr. Nitin Lonkar, Advocate
Respondent(s)	:	Mr. Rahul Garg, Advocate for R-1/MoEF&CC Shri S.K. Mishra, Senior Advocate along-with Mr. Aniruddha Kulkarni, Advocate for R-3/Env. Deptt., R-4/MCZMA and R-5/SEIAA Ms. Manasi Joshi, Advocate for R-6/MPCB Mr. Narayan Bubna, Advocate for R-8/MBMC Mr. Narayan Bubna, Advocate for R-10 Mr. R.B. Mahabal, Advocate for R-11/PP Dr. Purvaja Ramachandran, Director-NCSCM for R-12

ORDER

1. From the side of the applicants, learned counsel Mr. Nitin Lonkar has appeared.
2. From the side of respondent No.3-Env. Department, for respondent No.4-MCZMA and for respondent No.5-SEIAA, learned Senior Counsel Shri S. K. Mishra along-with learned counsel Mr. Aniruddha Kulkarni have appeared. An e-mail dated 08.02.2024 has been received from learned counsel Mr. Aniruddha Kulkarni praying therein for adjournment of the matter on the ground that NCSCM provided their opinion in the form of a report in the month of December 2023, which was received by the MCZMA

on 04.01.2024. On 05.02.2024, the said report of NCSCM was considered by the Joint Committee Members for preparation of the Joint Committee Report, based on which, it is submitted by the learned counsel Mr. Aniruddha Kulkarni representing respondent No.4-MCZMA that two weeks' additional time may be allowed to file the same. We allow the said time period with a direction that a copy of the same shall be served upon all other parties, who may file objection against the same, if any, within one week thereafter.

3. From the side of respondent No.1- MoEF&CC, learned counsel Mr. Rahul Garg has appeared.

4. From the side of respondent No.6-MPCB, learned counsel Ms. Manasi Joshi has appeared and states that reply affidavit has already been filed.

5. From the side of respondent No.8-MBMC, learned counsel Mr. Preshit Surase has appeared and states that the reply-affidavit has been filed.

6. From the side of respondent No.10, learned counsel Mr. Narayan Bubna has appeared.

7. From the side of respondent No.11-PP, learned counsel Mr. R.B. Mahabal has appeared and states that reply affidavit has been filed.

8. From the side of respondent No.12-NCSCM, Dr. Purvaja Ramachandran, Director-NCSCM has appeared in-person before us through Video Conferencing.

9. The learned counsel Mr. Nitin Lonkar representing applicants is opposing the adjournment of this matter by saying that the report of the

NCSCM was prepared long back and the said report has been deliberately filed with delay and the matter is being dragged deliberately by them.

10. Registry is directed to list this matter for final hearing on 19.03.2024.

Dinesh Kumar Singh, JM

Dr. Vijay Kulkarni, EM

February 09, 2024
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P.Kr