

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

THROUGH PHYSICAL HEARING (WITH HYBRID OPTION)

Original Application No.104/2023 (WZ)

Charan Bhatt

.....Applicant

Versus

Environment & Climate Change Dept. & Ors.

....Respondent(s)

Date of hearing: 10.01.2024

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

Applicant : Applicant in-person
Respondent(s) : Mr. Aniruddha Kulkarni, Advocate for R-1/Env't. Deptt. &
R-14/CPCB
Mr. Shivshankar Swaminathan, Advocate for R-3, R-4 & R-6
Mr. Raghunath Mahabal, Advocate for R-9
Ms. Manasi Joshi, Advocate for R-15/MPCB

ORDER

1. From the side of applicant, applicant has appeared in-person through Video Conferencing.

2. From the side of respondent No.1/Environment and Climate Change Department and for respondent No.14/CPCB, learned counsel Mr. Aniruddha Kulkarni has appeared. By our previous order dated 11.10.2023, he was granted four weeks' time to file reply affidavits from their side. In compliance to the same, he has filed reply affidavit from the side of respondent No.14/CPCB only and a copy of the same is said to have been served upon all other parties.

3. From the side of respondent No.3/Commissioner of Vasai Virar Municipal Corporation, for respondent No.4/Y. Shiva Reddy, Deputy Director of Town Planning Department and for respondent No.6/Mitali

Dhangar, Engineer of Vasai Virar Municipal Corporation, learned counsel Mr. Shivshankar Swaminathan has appeared. By our previous order dated 11.10.2023, he was granted four weeks' time to file reply affidavit. But he submits that he could not file the same because of there being personal reasons and prays for additional two weeks' time to be granted to file the reply affidavit. By way of last opportunity, we allow the said time period.

4. From the side of respondent No.9/Mohammad Yusuf Abdul Latif Qureshi, learned counsel Mr. Raghunath Mahabal has appeared, who submits that he is awaiting the Joint Committee Report to be filed and after receipt of a copy of the same, he would be filing reply affidavit within four weeks. We allow the same.

5. The Joint Committee is reported to be holding its site inspection in the next week. Therefore, it is prayed by the learned counsel for respondent No.9 that he may be given liberty to produce all its documents before the Committee for its perusal so that appropriate conclusion may be drawn at their end. We allow the request.

6. From the side of respondent No.15/MPCB, learned counsel Ms. Manasi Joshi has appeared, who submits that MPCB is a nodal agency in the Joint Committee and additional time may be allowed to file the Joint Committee Report, for which we allow four weeks' time for the same with a direction that a copy of the same shall be served upon all other parties.

Put up this matter for further consideration on 18.03.2024

Dinesh Kumar Singh, JM

Dr. Vijay Kulkarni, EM

January 10, 2024
Original Application No.104/2023 (WZ)
P.Kr