

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

(By Video Conferencing)

Original Application No.56/2019(WZ)

Mr.Mangesh Mahadev Parab

Applicant(s)

Versus

M/s New Monarch Builders & Contractors
& Ors.

Respondent(s)

Date of hearing: 15.11.2021.

**CORAM: HON'BLE MR. JUSTICE M. SATHYANARAYANAN, JUDICIAL MEMBER
HON'BLE DR. ARUN KUMAR VERMA, EXPERT MEMBER**

Applicant: Mr.Asim Sarode. Advocate for Applicant.

Respondents: Mr. Saket Mone, Advocate for R-1.
Mr. Anirudhha Kulkarni, Advocate for R-3.
Mr.D.M.Gupte, Advocate for R-4,5.
Mr.Samir Khale, Advocate for R-2.
Mr.R.B.Mahabal, Advocate a/w
Mr. Sachin Gore, Advocate for R6.

ORDER

1. The Tribunal in continuation of the earlier orders, is passing the following order:-

2. The Tribunal vide order dated 03/09/2019, had directed the 6th Respondent-SEIAA, 5th Respondent Municipal Corporation of Greater Mumbai (MCGM) to jointly cause the inspection of the project in question, verify the factual aspect and submit the report before issuing formal Notices to the Respondents. The learned standing Counsel appearing for the 6th Respondent invited attention of the Tribunal to the interim report of the Joint Committee dated 18/02/2020 and would submit that though the report has been signed on 18/02/2020,

unexplained delay in uploading and prays for short accommodation to file final report after consultation/interaction with the 4th Respondent-Slum Rehabilitation Authority (SRA), Mumbai.

3. The learned standing Counsel appearing for the Applicant would submit that though plea of limitation has been raised, prays for a short accommodation to file an affidavit as to how the present Original Application is well within the limitation period.

4. The final Report by the Joint Inspection Committee as well as the affidavit of Original Applicant, meeting out the issue relating to limitation, be filed on the next date of hearing on 11/01/2022.

5. Mr. Saket Mone, learned Counsel appearing for the 1st Respondent would submit the contents of interim report per-se unsustainable and as and when the final report is filed by the 1st Respondent, he be furnished with the copy of the final report so as to enable them to submit their response.

6. Call on 11/01/2022 finally for filing the final report, failing which the Member Secretary of SEIAA shall appear before the Tribunal through Video Conference for rendering necessary and effective assistance. Communicate the copy of this order to the officials of the SEIAA and MCGM, Mumbai.

M. Sathyanarayanan, JM

Dr. Arun Kumar Verma, EM

November 15, 2021
Original Application No.56/2019(WZ) hk