

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

Application No.67/2016 (WZ)
[M.A. No.184/2016]

In the matter of:-

Sarang Yadwadkar Vs. The Pune Municipal Corporation & Ors.

**CORAM: HON'BLE MR JUSTICE U. D. SALVI, JUDICIAL MEMBER
HON'BLE DR. AJAY A. DESHPANDE, EXPERT MEMBER**

Present:

Applicant/Appellant	: Mr. Asim Sarode, Adv.
Respondent No.1	: Mr. Anil Y. Sakhare, Sr. Adv. a/w Mr. Pralhad Paranjape, Adv.
Respondent Nos.2 to 4	: Ms. Ujwala Pawar, DGP a/w Mrs. S.B. Vaidya – Pandit, Adv.
Respondent No.7	: Mrs. Manasi Joshi, Adv.
Respondent No.6	: Mr. Saurabh Kulkarni, Adv.
Respondent No.8	: Mr. Shashank Vakil, Adv.

Date and Remarks	Orders of the Tribunal
Item No.12 2nd January, 2017 Order No.10	<p>Heard. Perused record.</p> <p>Learned Counsel appearing on behalf of the Pune Municipal Corporation submits that the State of Maharashtra has decided to give work of execution of Pune Mahanagar Metro Rail the project in question in the present case to Maharashtra Metro Rail Corporation Ltd vide GR No.PMR-3316/P.K.132/Navi-7 dated 23/12/2016 and for rendering complete and effectual justice the Maharashtra Metro Rail Corporation Ltd is required to be made a party Respondent to the present application. To our query, he further submitted that the said Corporation has not been incorporated as per Companies Act and such incorporation would come into effect on 15/01/2017.</p> <p>Undoubtedly, if the Corporation is incorporated as suggested, it will be necessary for the Applicant to make such Corporation a party Respondent to the present Application. However, the time has not yet come as the Corporation has not been incorporated.</p> <p>Learned Counsel appearing on behalf of the Applicant submits that this Application is posted today for final hearing and the delay in hearing this present case would however compound the issue and, therefore, it is necessary, awaiting incorporation and joinder of such</p>

Item No.12
2nd January,
2017
Order No.10

Corporation to the present Application to grant interim relief in terms of Prayer Clause – (a).

In the interest of justice we, therefore, restrain the Respondents from constructing any roads, Metro or structures of any other type on Prohibited Zone inside Blue Line in the river bed of Mula Mutha within the limits of Pune Municipal Corporation till the next date.

List this case on 25th January, 2017.

....., JM
(Justice U. D. Salvi)

....., EM
(Dr. Ajay A. Deshpande)

