

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

M.A.NO.28/2014(WZ)
Nishad G. Chandwadkar
M.A.NO.110/2014(WZ)

CEO Trimbakeshwar Mun. Council & ANr
APPLICATION NO.14 /2013 (WZ)

Smt. Lalita Shinde & Anr Vs. Trimbakeshwar Mun. Council & Ors

**CORAM: HON'BLE MR JUSTICE V.R. KINGAONKAR, JUDICIAL MEMBER
HON'BLE DR. AJAY A. DESHPANDE, EXPERT MEMBER**

**Present: Applicant/ Appellant : Pravartak Pathak Adv
Respondent Nos. 1,2 : Sudhir S.Kotwal Adv
Respondent No. 3 : D.M.Gupte a/w
: Supriya Dangre Adv
Respondent No.5 : Shweta Busar Adv**

Date and Remarks	Orders of the Tribunal
Item No.5,6,13 October 14, 2014 Order No.9	<p>Both the Misc Applications are already disposed of. The Main Application to be enlisted for final hearing.</p> <p>We have heard learned Counsel for the parties.</p> <p>Inspite of order dated September 19th, 2014, there appears no action as regards arrangement for shifting of bio-degradable MSW, generated on account of 'Pooja Vidhis' to Nashik Municipal Corporation's MSW plant, which was agreed upon.</p> <p>Learned Counsel appearing for Municipal Council, Trimbakeshwar, states that such arrangement is likely to be made within a short period.</p> <p>It is very unhappy affair that inspite of long period spent, the compliances are not being made and yet bio-degradable waste is not being sent to the STP at the site of Nashik Municipal Corporation, at the cost of Purohit Sangh, as directed earlier.</p> <p>Municipal Council, Trimbakeshwar, shall now immediately take steps to send within a week, to ensure that compliances are made and within two (2) weeks the bio-degradable waste is being transported to the STP of Nashik Municipal Corporation, which is being generated on account of 'Pooja Vidhis' 'Nagbali' 'Pind-Dan' 'Kalasarpa Vidhi' etc. as mentioned earlier. We make it clear that in case of failure to take such stern action, we may direct the Collector to take an appropriate action against the Municipal Council, Trimbakeshwar for failure to perform duties required under the Law, or may take penal action under Section 26 of the NGT Act, 2010, against the Chief Officer of the Municipal Council, Tirmbakeshwar, as well as penal action against the concerned</p>

Item No.5,6,13
October 14,
2014
Order No.9

officials of Purohit Sangh, including attachment of their property. We also put them on guard that we may issue order of Attachment Before Judgment, as may be required under Order 38, Rule-5 of the Code of Civil Procedure, 1908, if so warranted under the Law.

Stand over to 26th November, 2014.

....., JM
(Justice V. R. Kingaonkar)

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

