

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

APPLICATION NO.31(THC)/2013 (WZ)

Vijay Govindrao Vaidya Vs Union of India & Ors

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

**Present: Applicant/ Appellant : Mrs. F.M.Mesquita Adv  
(Amicus Curie)  
Respondent No.1 : Ms Shweta Bhusar Adv  
Respondent No.3 : A.S.Mulchandani AGP  
Respondent Nos.4,5 : Mrs. Supriya Dangare Adv  
Respondent No.5 : Sanjay Pathed Adv  
Respondent Nos. 7 to 10 : Vilol KHaladkar Adv  
Kedar Deshpande Adv**

<b>Date and Remarks</b>	<b>Orders of the Tribunal</b>
<b>Item No.7 March 12, 2014 Order No.5</b>	<p>We have heard learned Counsel for the parties. The Regional Officer of MPCB, has placed on record his affidavit. We direct the Regional Officer of MPCB to give further details of coal analysis by filing additional affidavit and also to give source-wise information, if available, as regards pollution level stated in the affidavit with particulars by making it clear as to what kind of contributory factors are causing pollution and whether proximity of coal depot, is major factor for the pollution caused, particularly in the premises of school.</p> <p>Learned Counsel for the Respondent Nos.7 to 10, seeks time and to go through reply affidavit of the Regional officer of MPCB and obtain instructions of contesting Respondents.</p> <p>Learned AGP, Mr. Mulchandani, submits that presence of Collector, Chandrapur is essential in the matter. He assures that he will contact the Collector, in order to see whether instructions can be obtained. We direct that copy of this order be delivered to the office of Collector, Chandrapur by the office of MPCB for the purpose of examining the issue and if required to instruct Mr Mulchandani, about stand which he is required to be taken in the matter.</p> <p>By way of last chance stand over to 19<sup>th</sup> March, 2014 for final argument.</p> <p style="text-align: center;"><b>Stand over to 19<sup>th</sup> March, 2014.</b></p> <p style="text-align: right;">....., <b>JM</b> <b>(Justice V. R. Kingaonkar)</b></p> <p style="text-align: right;">....., <b>EM</b> <b>(Dr.Ajay A. Deshpande)</b></p>