

Item No. 02 (Pune Bench)

**BEFORE THE NATIONAL GREEN TRIBUNAL
PRINCIPAL BENCH, NEW DELHI**

(Through Video Conferencing)

Original Application No. 72/2020 (WZ)

Prakash Ravaji Devgirikar & Ors. Applicant(s)

Versus

State of Maharashtra & Ors. Respondent(s)

Date of hearing: 20.10.2020

**CORAM: HON'BLE MR. JUSTICE SHEO KUMAR SINGH, JUDICIAL MEMBER
HON'BLE DR. SATYAWAN SINGH GARBYAL, EXPERT MEMBER**

For Applicant(s) : Mr. S. R. Palande, Advocate
Mr. Prakash Devgirikar, Applicant in Person

For Respondent(s) : Ms. Swati Vaidya Pandit, Advocate for R-1 to R-6
Mrs. Supriya Dangare, Advocate for State of
Maharashtra

ORDER

1. The applicants are the project affected persons of Gunjawani Irrigation Project, in *Original Application No. 43/2016* certain directions were issued for rehabilitation and it is alleged that the State of Maharashtra having responsibility for rehabilitation failed to fulfil the pre-condition of the environmental clearance and after gap of more than four years the conditions has not been complied with. A substantial issue of environment has been raised.
2. Issue notice to the respondents. Notice made returnable within four weeks.
3. Applicant is directed to take required step for service to the respondents by both ways, *Dasti* as well as by Registered Post and also send the required documents by available e-mail within three days.

4. The respondents are directed to file their reply within six weeks by e-mail at judicial-ngt@gov.in preferably in the form of searchable PDF/ OCR Support PDF and not in the form of Image PDF.
5. We deem it just and proper to constitute a Committee consisting (i) Collector, Pune and (ii) Maharashtra State Pollution Control Board (SPCB) and to direct them submit a factual and action taken report. Report be submitted within six weeks.
6. Let a report in the matter be filed by e-mail at judicial-ngt@gov.in preferably in the form of searchable PDF/ OCR Support PDF and not in the form of Image PDF.
7. The applicant is directed to provide copy of the application and all relevant papers to the Committee within a week by post and also by available e-mail.
8. List it on 20.01.2021.

Sheo Kumar Singh, JM

Dr. Satyawan Singh Garbyal, EM

October 20, 2020
Original Application No. 72/2020 (WZ)
MN