

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGSCIVIL APPEAL NO(S). 6573/2023

THE ISLAMPUR MUNICIPAL COUNCIL

Appellant(s)

VERSUS

MADHUKAR SHANKAR SUTAR & ORS.

Respondent(s)

(IA No.173605/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT and IA No.173604/2023-STAY APPLICATION)

Date : 16-01-2024 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ABHAY S. OKA
HON'BLE MR. JUSTICE UJJAL BHUYANFor Appellant(s) Mr. Govind Manoharan, Adv.
Mr. A. Karthik, AORFor Respondent(s) Dr. Arvind S. Avhad, AOR
Mr. Abhishek Krishna, Adv.
Mr. Sushil Sonkar, Adv.Mr. Aniruddha Deshmukh, Adv.
Mr. Siddharth Dharmadhikari, Adv.
Mr. Aaditya Aniruddha Pande, AOR
Mr. Bharat Bagla, Adv.
Mr. Sourav Singh, Adv.
Mr. Aditya Krishna, Adv.
Ms. Raavi Sharma, Adv.UPON hearing the counsel the Court made the following
O R D E R

We are not satisfied with the affidavit of compliance filed by the Chief Officer of the Municipal Council pursuant to the order dated 3rd October, 2023. The basic facts such as average daily generation of solid waste in the municipal limits have not been set out. Even the capacity of MSW referred to in paragraph 4.1 has not been set out. The appellant will have to state what efforts it has

made after 28th April, 2021, for getting the authorisation from the Pollution Control Board. We grant time of one month to the appellant to file a better affidavit along with all the material particulars.

List on 7th March, 2024.

Fresh notice be issued to the Maharashtra Pollution Control Board which shall be served upon the Member Secretary of the Maharashtra Pollution Control Board in its registered office.

(ASHISH KONDLE)
COURT MASTER (SH)

(AVGV RAMU)
COURT MASTER (NSH)