

Item No. 02

Court No. 1

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

Appeal No. 58/2020

Maharashtra Bottled Water Manufacturers Association Appellant

Versus

Ministry of Jalshakti (Central Ground Water Authority & Ors.) Respondent(s)

Date of hearing: 05.01.2021

**CORAM: HON'BLE MR. JUSTICE ADARSH KUMAR GOEL, CHAIRPERSON
HON'BLE MR. JUSTICE SHEO KUMAR SINGH, JUDICIAL MEMBER
HON'BLE DR. SATYAWAN SINGH GARBYAL, EXPERT MEMBER
HON'BLE DR. NAGIN NANDA, EXPERT MEMBER**

Appellant: Mr. Asim Sarode, Advocate

ORDER

1. This Appeal has been filed by Maharashtra Bottled Water Manufacturers Association against Notification dated 24.09.2020 issued by the Ministry of Jal Shakti, purporting to lay down guidelines to regulate and control the ground water extraction in the country, under Section 3 (3) read with Section 5 of the Environment (Protection) Act, 1986. The appellant claims to be aggrieved by the exemption for extraction of groundwater in favour of Micro and Small Enterprises.

2. While we note that the validity of the impugned notification is being dealt with by this Tribunal in *OA No. 218/2020, Devi Das Khatri v. Union of India & Ors.*, the appellant cannot claim to be an aggrieved party. Its claim is to extract ground water, without regulation, to which it has no right.

Accordingly, the Appeal is dismissed as not maintainable without prejudice to the validity of the impugned notification being considered in the above pending case.

Adarsh Kumar Goel, CP

S.K. Singh, JM

Dr. S.S. Garbyal, EM

Dr. Nagin Nanda, EM

January 05, 2021
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SN