

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

APPLICATIN NO.87/2013

Ramubhai Kariyabhai Patel & Ors V/s Union of India & Ors.

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

Present: Applicant/Appellant : Rahul Choudhari, Adv.

Respondent Nos.2 & 7 : Viral K. Shah, Adv.

Respondent Nos. 3 & 4 : Ranjan Mukherjee Adv

Respondent No.5 : Rutvij M. Butta Adv

Respondent No. 6 : Manda Gaikwad Adv

Date and Remarks	Orders of the Tribunal
<p>Item No.5 December 20, 2013 Order No.10</p>	<p>We have heard the Learned Counsel for the parties. The Learned for the Respondent No.5, seeks time to file reply-Affidavit, as regards the nature of monitoring and control over the activities of monitoring and control over the activities of the Industrial Units in the GIDC area.</p> <p>We have heard Learned Counsel for the Applicants in extenso. After the hearing was complete, while we were hearing the Counsel for the Respondent Nos. 3 and 4, it was found that certain clarifications are essential.</p> <p>It is necessary to note what was the stock of hazardous wastes in the Cell No.IV, at the relevant time. It is further necessary to know whether the stock of hazardous wastes, which had drifted away was quantified by considering on and average quantification thereof, after counting the stock on 26796 MT quality slippage at the site. Thirdly, whether any sampling of the slippage was immediately done and report of analysis of the hazardous waste was collected, either by the Respondent Nos.3 and 4, at their own, or by the CPCB or the GPCB, separately and any results of such sampling were obtained. We also sought clarification as to whether immediate soil testing was done by collecting the samples from various places of the soil of the affected land area, in as much as, sample testing appears to have been done of the soil after about one and half year of the incident.</p> <p>The CPCB, also shall clarify its stand regarding deficiencies, which have been noticed and enumerated in the affidavit. Leave to file additional affidavits granted.</p>
<p>Item No.5</p>	<p>By consent of Learned Counsel of the parties Stand over to 7th</p>

December 20,
2013
Order No.10

February, 2013.

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

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

