BEFORE THE NATIONAL GREEN TRIBUNAL, PRINCIPAL BENCH, NEW DELHI

Original Application No. 11 of 2014

Shamsunder Shridhar Dalvi & Ors. Vs. Govt. of India & Ors.

CORAM: HON'BLE MR. JUSTICE U.D. SALVI, JUDICIAL MEMBER

HON'BLE MR. B.S. SAJWAN, EXPERT MEMBER

Present: Applicant: Appearance not given

Respondent No. 1: Mr. Vivek Chib and Mr. Asif Ahmed, Advs.

Respondent Nos. 2,3,5 & 7: Ms. Bansuri Swaraj, Advocate Respondent No. 6: Mr. Dileep Poolakkot, Adv.

Respondent No. 6: Mr. Dileep Poolakkot, Adv.	
Date and Remarks	Orders of the Tribunal
Item No. 5 April 30, 2014	Heard. Perused.
	The Applicants r/o Sagar Cooperative Housing
	Society are seeking directions against the Respondents to
	maintain 100 mtrs. from High Tide Line (HTL) of River
	Zuari a construction free area within "No Development
	Zone" in conformity with the Coastal Regulation Zone and
111	Order demolition of illegal constructions within such zone
	i.e. CRZ – III area from Dona Paula Cove/Bay to
00 z	Vanguinim Beach, abutting the Sagar Housing Society,
V	Village Taleigaon, Goa.
	To meet the case of the Applicants the only
	pleading on record is of the Respondent No. 3, which only
1	says that the ground realities are different than those
1	pleaded by the Applicant. However, there is no clear
	averment as to what those ground realities are.
- 9	Learned counsel appearing for Respondent No. 3
	submits that she represents Respondent No. 2, 5 and 7
	and she adopts Reply of Respondent No. 3 as the Replies
	of the State and its officials particularly Chief Town
	Planner for the Government of Goa.
	Reply of the Respondent No. 4 is on record. Beyond
	denying the averments of the Applicant it states nothing
	concrete.
	Learned counsel appearing for the Applicants
	submits that in view of the Replies on record, he has no
	Rejoinder to file.
	Learned counsel appearing for Respondent Nos. 1
	and 6 submit that they need more time to join the issues.

Time was granted to all the Respondents to join the

issues with their respective pleadings. However, it appears that this opportunity has not been availed of. However, in the interest of justice some more time is given to these Respondents with a note of caution that if no Replies come forth from their end the case of the Applicant would fall for consideration as it is.

List this matter on 08th July, 2014.

In the meantime, the Respondent No. 1- Ministry of Environment and Forests and Respondent No. 6 – Goa Coastal Zone Management Authority shall file their Replies within four weeks from today and furnish advance copies to the Applicant for being rejoined within one week thereafter.

