

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

**Appeal No.196/2017 (WZ)**

In the matter of :-

**Karim Jahangir Shaikh Vrs. Maharashtra Pollution Control Board & Ors.**

**CORAM : HON'BLE MR. JUSTICE U.D. SALVI, JUDICIAL MEMBER  
HON'BLE DR. NAGIN NANDA, EXPERT MEMBER,**

**Present: Appellant : Mr. Vilas Mahajan, Adv.  
Respondent No.1 & 2 : Mrs. Supriya Dangare, Adv.  
Respondent No.4 : None gave appearance.**

<b>Date and Remarks</b>	<b>Orders of the Tribunal</b>
<b>Item No. 3 29<sup>th</sup> November, 2017 Order No.1</b>	<p>Heard. Perused record.</p> <p>Consent to operate dated 16<sup>th</sup> September 2017 granted to the Respondent No.4-Sahakar Maharshi Shivajirao Narayanrao Nagawade, Sahakari Sakhar Karkhana Ltd. is challenged in the present Appeal. Evidently, the Appeal has been preferred after the period prescribed for filing the same under Section 16 of National Green Tribunal Act, 2010 i.e. of 30 days lapsed. Delay incurred in filing the Appeal needs to be explained appropriately so as to furnish sufficient cause for condoning the delay. The Appellant undertakes to move a separate delay condonation Application within a week with copies to the Respondents.</p> <p>Issue notice to the Respondents on the point of limitation.</p> <p>Service of notice is waived by the Respondent No.1-MPCB and Respondent No.2-Sub Divisional Officer of the MPCB as well as Respondent No.4-Sahakar Maharshi Shivajirao Narayanrao Nagawade, Sahakari Sakhar Karkhana Ltd. Copies of the Appeal memo as well as annexures thereto shall be furnished to the learned counsel appearing on behalf of Respondents forthwith.</p> <p>Appellant seeks deletion of Respondent No.3-District Collector, Ahmednagar. Appellant is permitted to delete Respondent No.3 and to</p>

**Item No. 3**  
**29<sup>th</sup> November,**  
**2017**  
**Order No.1**

make necessary amendment with appropriate sequential numbering of the remaining Respondents in the Appeal memo forthwith.

**List the case on 20<sup>th</sup> December, 2017.**

....., **JM**  
**(Justice U.D. Salvi)**

....., **EM**  
**(Dr. Nagin Nanda)**

ajp

