

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

Application No.25/2014 (WZ)
And
Application No.32/2014 (WZ)
(M.A. No.51/2014)

In the matter of :-

**Mr. Shafi Mohamed Meer Vs. State of Maharashtra & Ors
And
New Link Road Residents Forum & Anr. Vs. The Union of India & Ors.**

**CORAM: HON'BLE MR JUSTICE U. D. SALVI, JUDICIAL MEMBER
HON'BLE DR. AJAY A. DESHPANDE, EXPERT MEMBER**

Application No.25/2014

Present: Applicant/Appellant : Mr. Omkar Wangikar, Adv. for
Adv. Asim Sarode & Associates.
Respondent No. 2 : Mrs. Supriya Dangare, Adv.

Application No.32/2014

Present: Applicant/Appellant : Mr. Amarjit Prasad, Adv.
Respondent No. 5 : Mr. S. Sanyal, Adv.
Respondent No. 6 : Mrs. Supriya Dangare, Adv.

Date and Remarks	Orders of the Tribunal
Item Nos. 5 & 6 1st March, 2016 Order No.23	<p><u>Application No.25/2014</u></p> <p>Heard.</p> <p>We have before us learned Counsel appearing on behalf of the Applicant and Respondent No.2 MPCB. Replies have not been filed by Respondent No.1 State of Maharashtra and Respondent No.2 MPCB. Reply of Respondent No.3 Mumbai Rickshaw Men & Union is on record. This Application raises the issue of granting permits to new Auto Rickshaws and re-issuing permits to allow old Auto Rickshaws on the ground of increasing environmental pollution. Learned Counsel appearing on behalf of Respondent No.2 submits that reply to this Application is necessary and will be filed within two (02) weeks.</p> <p>Let the reply be filed within two (02) weeks. Advance copy of the reply be furnished to the Applicant who may file rejoinder thereto, if any, within a week thereafter. Nothing has been placed before us to indicate that the Notice of this Application has been served on Respondent No.1 State of Maharashtra. The Applicant shall take steps to either place on record necessary material showing Service of Notice or complete the Service of Notice on Respondent No.1 within two (02) weeks.</p>

**Item Nos. 5 & 6
1st March, 2016
Order No.23**

Application No.32/2014

This Application seeks ban on two strokes engine Three-Wheelers on the ground that it causes increased air pollution than the four strokes engine Three-Wheelers. The Application further seeks replacement of two strokes engine with four strokes engine, besides seeking ban on issuance of fresh/replacement permit to Auto Rickshaws in MMRDA region.

On 10th February, 2016 we noted the appearance and asked for material to suggest Service of Notice on Respondent No.2. We are now informed that the Applicant has issued Notice by RPAD to Respondent No.2 State of Maharashtra.

We find from the record that Respondent Nos.4, 5, 6, 7 and 8 have filed their replies. No replies are filed by Respondent Nos.1 to 3. Acknowledgments of Service of Notice on Respondent Nos.1 and 3 have been placed on record. Let the matter proceed ex parte against Respondent Nos.1 and 3.

List this case on 5th April, 2016.

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

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