

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

APPLICATION NO.43/2013 (WZ)
Asim Sarode & Anr Vs. MPCB & Ors

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

**Present Applicant/ Appellant : Asim Sarode Adv
: Smita Sarode – Singalkar Adv
Respondent Nos.1,2 : D.M.Gupte Adv
: Supriya Dangare Adv**

Date and Remarks	Orders of the Tribunal
Item No.3 May 5, 2014 Order No.6	<p>We have heard learned Counsel for the parties.</p> <p>The MPCB has filed affidavit on record. It appears that the Committee has been nominated to deal with the relevant issues. We are of the opinion that the Committee also should look into the issue pertaining to nature of air pollution caused due to burning of tyres in the public places, emission of pollutants due to such burning of tyres and percentage thereof, in accordance with number of tyres, which may cause hazards to the health and may be treated as serious air pollution of cognizable nature. The Committee may recommend measures to ensure that the tyres are reused and recycled in environmentally sound manner, by providing necessary safeguards. The Committee may also recommend a scheme to take due action against such hazardous emissions caused due to tyre burning in the public places, particularly to deal with the mass/public members involved in such activities of tyre burning. It also may be examined whether Environment Ministry of the State or MPCB can consider issuance of any Notification under the Environment (Protection) Act, or the Air Act, for the purpose of imposing social responsibility and fine or penalty for the purpose of such tyre burning at the public place like roads, during course of the protest or the incidents of violations etc. It also may be suggested as to how the identity of such culprit can be located for the purpose of fixing of responsibility. The Applicants also are entitled to prepare a scheme and place on record before the Tribunal for consideration, in order to deal with the Application.</p> <p style="text-align: center;">Stand over to 15th July, 2014.</p> <p style="text-align: right;">....., JM (Justice V. R. Kingaonkar)</p> <p style="text-align: right;">....., EM (Dr.Ajay A. Deshpande)</p>