

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

**M.A.No.275/2016 (WZ)
IN
Application No. 18/2013 (WZ)
(Disposed of on 21-10-2014)**

In the matter of :-

**Ravindra s/o. Vitthalrao Pandhare
IN**

Mr. Amol s/o. Shripati Pawar Vrs. The Commissioner, Latur & Ors.

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

**Present: Applicant/Appellant : Mr. Asim Sarode, Adv.
Mr. Deepak Mathpati.
Respondent No.1 : Mr. Ramesh Eknath Pawar,
Commissioner, Latur,
City Municipal Corporation, Latur.
Respondent No.7 : Manasi Joshi , Adv.
Respondent No.8 : Mr. Amol Sripati Pawar,
Dy. Director, Directorate of Aviation,
Govt. of Mah. Juhu Airport, Mumbai,**

Date and Remarks	Orders of the Tribunal
Item No.7 3rd January, 2017 Order No.9	<p style="text-align: center;"><u>M.A.No. 275/2016 :</u></p> <p>Heard. Perused record.</p> <p>This Application has been moved on behalf of Respondent No.1, the Commissioner, Latur Municipal Corporation, for extension of time to comply with the directions issued by us vide judgment and order dated 21st October, 2014 passed in Original Application No.18/2013. An action plan which actually gives the compliance status is found annexed to the Application as EXH.'A'.</p> <p>Broadly speaking many things are required to be done to achieve the compliance of our directions in complete measures. We have noticed therefrom that the site is presently used for dumping of the mixed waste by the Latur Municipal Corporation and the Maharashtra Pollution Control Board had granted authorisation for using it for MSW Processing Plant in February 2014 and was to remain valid till 31st March 2015. It appears that a renewal proposal is submitted to the MPCB and the same is pending for fresh renewal of the authorisation.</p> <p>Learned counsel appearing on behalf of MPCB placed before us a</p>

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copy of the Visit Report dated 31st December 2016. Observations made by Mr. P.B. Bavane, Field Officer, Sub Regional Officer, Latur are found recorded in the visit report. It reveals that the Officer made visit to the site and found the mechanical processing plant in operation. However, this statement is qualified with a fact that the operation of the mechanical processing plant is intermittent due to mechanical failure and the plant partially handles the MSW to the extent of 50 to 60 M. Tonnes out of 150 M.Tonnes per day of the MSW. This signifies that the balance of 100 M. Tonnes per day of MSW is left dumped at the site without any further process. This will only compound problem further. All concerned, therefore are required to take concrete measures for setting the things right in tune with the latest MSW Rules 2016. We, therefore, pass the following directions :

- i) Let the Secretary, Urban Development, Govt. of Maharashtra hold meeting of the stake holders namely Respondent No.1, the Commissioner, Municipal Corporation Latur, Respondent No.2 Collector, District Latur and Respondent No.3 Member Secretary, Maharashtra Pollution Control Board within a week, discuss all the issues necessary for implementation of the MSW Rules, 2016, draw an action plan for its implementation suggesting short term and long term measures to be taken within given time frame and place such action plan including the provisions made for financing its execution before us on the next date.

All the concerned parties shall take note of this order. Registry shall communicate the order to Secretary, Urban Development, Government of Maharashtra, Member Secretary, Maharashtra State Pollution Control Board and the Collector, District Latur.

M.A.No.275/2016 stands disposed of.

List the case on 20th January, 2017 for further compliance.

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

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

