

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

APPLICATION NO.25/2014 (WZ)  
Mr.Shafi Mohammed Meer Vs State of Maharashtra &Ors. with  
MA No.51/2014(WZ)

APPLICATION NO.32/2014 (WZ)

New Link Road Residents Forum & Anr. Vs. The Union of India &Ors

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

**Present:**

<b>Applicant/ Appellant</b>	<b>:</b>	<b>Mr Asim Sarode Adv a/w Alka Babaladi Adv</b>
<b>Respondent Nos.1,2,</b>	<b>:</b>	<b>Supriya Dangare Adv</b>
<b>Respondent No.3</b>	<b>:</b>	<b>Smt. S.M.Wadekar RTO</b>
<b>Intervener (R-8)</b>	<b>:</b>	<b>Mr G.S.Hegde Adv a/w P.M.Bhansali Adv</b>
<b>In Appln No.32/2014</b>		
<b>Applicant/Appellant</b>	<b>:</b>	<b>Mr Umesh Dindore Adv a/w Amarjit Prasad Adv</b>
<b>Respondent No 5</b>	<b>:</b>	<b>Mr Saurabh Kulkarni a/w Supriya Dangare Adv</b>
<b>Respondent No 5</b>	<b>:</b>	<b>Supriya Dangare Adv</b>
<b>Respondent No.6</b>	<b>:</b>	<b>Mr D.M.Gupte Adv</b>
<b>Intervener</b>	<b>:</b>	<b>Mr G.S.Hegde Adv a/w P.M.Bhansali Adv</b>

<b>Date and Remarks</b>	<b>Orders of the Tribunal</b>
<p><b>Item Nos.5,9</b> <b>March 20,</b> <b>2015</b> <b>Order No.</b></p>	<p>We have heard learned Advocate for the parties.</p> <p>Mr. Saurabh Kulkarni, learned Advocate appearing for the MPCB, states that inspite of correspondence with the concerned authorities, MPCH was unable to seek required response to prepare Report regarding the study to locate impact of 2-stroke and 4-stroke Engines, fitted to operate auto-rickshaws, run on CNG or other fuels, which are permitted to be used in Mumbai and Thane region. He expresses inability to obtain such report for want of co-ordination despite concerted and persuasive efforts of MPCB. Consequently, the Application is scheduled for final hearing, irrespective of the fact that no such report would be available on record, because the Committee itself was constituted by MPCB from which MPCB, is unable to get the report finally prepared and place in on record.</p> <p>Learned Advocate Mr. Hegde appearing for Intervener has filed affidavit on record. The Intervener is already added as a party by the Applicant and, therefore, he is treated as the Respondent No.8.</p> <p>The mater to be finally heard on scheduled date of hearing on basis of material, which is already placed on record, without awaiting for any further reply affidavits or rejoinder etc. The parties may complete filing of affidavits, rejoinder, if any, prior to scheduled date of hearing.</p> <p align="center"><b>S.O.to 15<sup>th</sup> April, 2015.</b></p> <p align="right">....., <b>JM</b> <b>(Justice V. R. Kingaonkar)</b></p> <p align="right">....., <b>EM</b> <b>(Dr.Ajay A. Deshpande)</b></p>