BEFORE THE NATIONAL GREEN TRIBUNAL, WESTERN ZONE BENCH, PUNE

APPLICATION NO.118 /2014 (WZ)

Shri. Dharam Raj Vs. State of Maharashtra & Ors.

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

Present:	**Applicant/ Appellant**	**:**	**In Person**
	Respondent Nos.2,3	**:**	**Mr Saurabh Kulkarni Adv**
	Respondent No.4	**:**	**Mr Anil Pradhan, Law Officer**
	Respondent No.1	**:**	**Mr.D.M.Gupte Adv a/w Supriya Dangare Adv**

Date and Remarks	**Orders of the Tribunal**
Item No.16 **February 02, 2015** **Order No.2**	Heard the Applicant in person. Mr. D.M. Gupte learned Advocate appears for the Respondent No.1, Mr. Saurabh Kulkarni, learned Counsel Appears for the Respondent Nos.2 and 3. Mr. Anil Pradhan, appearing for the Commissioner, Bhiwandi Nizampur City Municipal Corporation (BNCMC), states that he is Law Officer of the said Corporation and is instructed to appear though Corporation could not engage its Lawyer. *Prima facie* BNCMC failed to voluntarily close the slaughtering activity carried out illegally at the address stated in the Application. So also, Bank Guarantee of Rs.4 lakhs was not furnished, as called for. A Show-cause Notice was issued to the said Corporation. It appears that no tangible efforts have been made to do away with illegal activities by the Authorities. The Respondents may file reply affidavit within period of four (4) weeks, along with documents, if any, and the Applicant may file rejoinder, if so desired. In the meanwhile, if the Respondent No.4, will not close down the slaughtering activity, within period of two (2) weeks, by taking strict action, including disconnection of water and electricity and other amenities or accessibility to the premises, we will be constrained to issue Bailable Warrant against the Municipal Corporation, BNCMC to secure the presence before the Tribunal. The Law officer Shri. Anil Pradhan may take copy of this order and submit it to the PA of the Municipal Commissioner for information without any delay. The MPCB also is at liberty to take further action as required under the Law. **S.O to 3rd March, 2015.** ……, **JM** **(Justice V. R. Kingaonkar)** ……, **EM** **(Dr.Ajay A. Deshpande)**