

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

APPLICATION NO.46/2013 (WZ)

Dr.Udaykumar Vasantao Jagtap Vs Saswad Mun. Council & 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 No.1 : Ujwala Pawar DGP

Respondent No.1 : Ajay Gadegaonkar Adv

Respondent No.3 : D.M.Gupte Adv

Date and Remarks	Orders of the Tribunal
Item No.8 March 10, 2014 Order No.5	<p>We have heard Applicant in person.</p> <p>Counsel appearing for Saswad Municipal Council, submits that though financial arrangements are being made, yet, tendering process cannot be started because of Code of Conduct, in view of Lok Sabha Election, which have been declared. He has filed affidavit of Shri. Vyankatesh Ramesh Durvas, the Chief Officer of Saswad Municipal Council.</p> <p>On perusal of affidavit filed by the Respondent No.1, <i>prima facie</i> shows that financial arrangement is being made by the Municipal Council for sanitation, construction of road and other works. We, however, could not locate from the affidavit as to how the work of establishment of STP and the sewerage system, as well as solid Waste Management, is being executed and what plan is designed for this purpose.</p> <p>From the record, it appears <i>prima facie</i> that Sewage is being discharged in the river without any treatment and as such, pollution of water, contamination of water is rather undisputed by MPCB, and appears to be also clear on account of reports of water quality. The downstream water of river appears to be polluted and possibility of it reaching in such a condition upto Nazari dam. It further appears that water available to citizens of township like Jejuri etc. is not of desirable quality.</p> <p>Considering aggravated health problem due to contaminated pollution of drinking water, it is urgently required that Saswad Municipal Council, shall be eligible to establish STP and manage MSW effectively. The Municipal Council, is therefore, directed to seek permission from Election Commission (EC), so required to immediately issue the work order by taking all the necessary steps for the purpose. In fact, the Respondent No.1 - Municipal Council, has not placed on record any material to show such prohibition is imposed to go ahead with the work for establishment of STP. This aspect may</p>

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be got clarified by the Municipal Council from the Collector/Commissioner and if need be then only the EC, may be approached for the purpose of special permission to execute the work. We hope that considering seriousness of the problem, no technical impediment will be put in the progress of the said work. In the meanwhile, Respondent No.1, shall make all the arrangements for the funds.

Stand over to 4th April, 2014.

....., **JM**
(Justice V. R. Kingaonkar)

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

