

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

APPLICATION NO.41(/2014

**Mrs.HarubaiJagganath Sable Vs. Shradha Stone Crusher &Ors**

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

**Present Applicant/ Appellant : AsimSarodeAdv  
Respondent Nos. 1,2 : G.S.YavatkarAdv  
Respondent No.4 : Saurabh Kulkarni a/w  
SupriyaDangareAdv**

<b>Date and Remarks</b>	<b>Orders of the Tribunal</b>
<b>Upon Mentioning July 7, 2014 Order No.3</b>	<p>Mentioned. Taken on cause list.</p> <p>We have partly heard the matter. The Applicants Advocate Mr.AsimSarode, made his submissions. He states that the Respondents have been duly served. The Advocate for Respondent Nos.1 and 2, and the Advocate for MPCB, are present. They have also filed reply affidavits.</p> <p>The issue involved is rather short and we were about to complete the hearing today itself, it is, however, noticed that the Collector, Pune, is absent. The affidavit of Collector, Pune, is essential, in order to know whether the Respondent Nos.1 and 2, have extracted excessive minor minerals from 1 Ha 20 Rs land, as alleged by the Applicant, out of Gut No.9/1 of Wadachi-wadi. It is also necessary to verify whether excessive minor minerals (stones) quarrying was done between period of 2011-2012, from the said land and any recovery of royalty was done by taking suitable action against the Respondent Nos.1 and 2. In view of absence of the Collector, we direct that the Collector, shall be called upon to depute any authorized person to submit relevant file for perusal of the Tribunal, or to file reply affidavit, by next date, along with relevant copies of the documents. He may be informed that in case of his failure to do so, coercive action is likely to be taken. A copy of this order be sent to the Collector, by the Registrar of this Tribunal, along with D.O letter.</p> <p style="text-align: center;"><b>Stand over to 4<sup>th</sup> August, 2014.</b></p> <p style="text-align: right;">....., <b>JM</b> <b>(Justice V. R. Kingaonkar)</b></p> <p style="text-align: right;">....., <b>EM</b> <b>(Dr.Ajay A. Deshpande)</b></p>