

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

APPLICATION NO.16/2014 (WZ)

Shri. BakeraoTukaramDhemse&AnrVsTheMun. Corporation &Ors

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

**Present: Applicant/ Appellant : BalkrishnaD. Joshi Adv  
: Deepak R Hole Adv  
Respondent No.1 : Sudhir S. KotwalAdv  
Respondent No.3 : D.M. Gupta/wSupriya  
DangareAdv**

<b>Date and Remarks</b>	<b>Orders of the Tribunal</b>
<b>Item No.5 July 10, 2014 Order No.5</b>	<p>We have heard learned Counsel for the parties.</p> <p>Since both the matters are to be heard together and the averment is that there is absolutely no appropriate compliance of the MSW Rules, 2000, by Nashik Municipal Corporation, particularly, in respect of composting plant and there are heaps of garbage lying halter and salter in the plant area, it is urged that MPCB officer of higher rank may be directed to visit the site of the composting plant and the report may be given about the present status as well as measures taken by the Corporation to deal with the problem of the MSW.</p> <p>We direct the regional officer Shri. VinayakShinde, who deal with the subject at the Head Quarters of MPCB, to personally visit the site and examine the issue along with the present regional officer Shri. Phulse. Applicant – Shri. BakeraoDhemse, may be allowed to accompany them during course of such site inspection. In case, Applicant – Shri. BakeraoDhemse, authorises concern Advocate instead of him, then Advocate maybe permitted to attend site inspection and a joint inspection report may be submitted to the Tribunal within a period of three (3) weeks. Joint inspection be conducted by giving prior intimation to the Applicant.</p> <p style="text-align: center;"><b>Stand over to 8<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>