

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION  
PUBLIC INTEREST LITIGATION NO. 17 OF 2011

Nicholas H. Almeida ...Petitioner.  
Vs.  
State of Maharashtra & Ors. ...Respondents

Mr. G. R. Joshi with Mr. Vishal Kanade and Kaushika Muthukumar i/by  
M/s. RMG Law Associates for the petitioner.

Mr. J. S. Saluja, AGP for respondent No.1.

Mr. Prashant Chavan with Shymali Gadre i/by M/s. Little & Co. for  
Respondent No.2.

Mr. Nitin Deshpande with Ms. Rachana Chavan for Respondent No.3.

Dr. Sharma with Mrs. Madhubala Kajle for Respondent No.4.

Dr. Sadhana Mahashabde with Reshma Nair, Jasmin Shah, Sunita  
Pendharkar for Respondent No.13 RIA Roha CETP and for Respondent Nos.  
6, 9, 10 and 12.

Mr. Anwar Landge i/by Ms. Swati Sawant for Respondent No.11.

Mr. Gautam Makharia, Director, CETP, Lote Parshuram.

**CORAM: MOHIT S. SHAH, C.J. AND  
ANOOP V. MOHTA, J.**

**DATE : 7 FEBRUARY 2013**

**P.C.:**

**ORDER FOR CETP IN LOTE PARSHURAM**

In the affidavit dated 23 January 2013 filed on behalf of CETP Lote  
Parshuram, it is stated that the web-site has already been created at  
[www.lotecetp.com](http://www.lotecetp.com) and that the same has been operated and maintained  
regularly. It is also stated that the work order is also given to Dr. Babasaheb  
Ambedkar Technological University, Lonare to carry out treatability study of  
individual units of CETP at Lote Parshuram and the same would be  
completed by March 2013. It is also stated that the tender has been floated  
for installation of various meters referred to in para 10-c of the affidavit. It  
is further stated that the quotations have been received from the suppliers for  
Tertiary Treatment Facilities.

2 At the hearing, the learned counsel for respondent no.11 states under the instructions of Mr. Gautam Makharia, the office bearer of CETP Lote Parshuram, co-operative society that the tertiary treatment facilities will be ready by 31 May 2013.

3 However, there is nothing in the affidavit filed on behalf of respondent No.11 indicating the names of highly polluting units in MIDC, Lote Parshuram. The co-operative society running CETP Lote Parshuram, shall therefore furnish to MPCB the list of polluting units within one week from today and thereafter MPCB as well as the co-operative society running CETP shall do the necessary monitoring of those units. If such units continue to grossly defy the effluent treatment norms, the MPCB shall take necessary action against such units. The performance of CETP Lote Parshuram, is not satisfactory as is clear from the analysis reports of samples taken on 31 January 2013 and 7 February 2013.

4 Affidavit has also been filed on behalf of MIDC indicating the steps required to be taken by the industries. The association running the industries in MIDC Lote Parshuram and the co-operative society running CETP, MIDC Lote Parshuram shall file affidavit within one week prior to the next date of hearing.

5. Stand over to 28 February 2013.

**CHIEF JUSTICE**

**(ANOOP V. MOHTA, J.)**