

1st / 22/01/2012

Kind Attend to Smt. Chaphekar Madam

Annexure - I

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

DIST.-RAIGAD

Nikolas H Almeida) Petitioner
VERSUS
The State of Maharashtra and Ors) Respondent

AFFIDAVIT IN REPLY ON BEHALF OF RESPONDENT No.3

I, Shri Suryakant S. Doke, aged 53 years, Occupation Service, the Regional Officer, Raigad of the Maharashtra Pollution Control Board, having my office at "Raigad Bhavan" 6th Floor, Sector 11, C.B.D. Belapur Navi Mumbai do hereby state on solemn affirmation as under:

1. I say that this Hon'ble Court wanted the Respondent No. 3, to place on record the action taken so far against the polluting units in MIDC, Mahad. Accordingly, I am placing on record the information pertaining to the same.
2. I say that between 2007-2011 the action has been taken against 38 units in MIDC, Mahad. In case of these units either voluntary closer order was issued or closer directions was issued or show cause notice was issued. The

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action taken against these units is specified in column 2. I am annexing to this affidavit as "Exhibit-1" is the copy of the said information. I further say that Mahad Manufacturing Association has set up a Common Effluent Treatment Plant. When it was found to be not working as per the prescribed norms actions were initial. The action so far taken against the said plant issued between 2007-2011, was on 18 occasions. On two occasions action was taken against MIDC. I am annexing to this affidavit as "Exhibit-2" are the particulars pertaining to the said action.

3. I further say that against the action taken by us, appeal lies to the Chairman of the Respondent No.3. The Chairman has in said cases modified the order of closer by imposing certain condition. I am annexing to this affidavit as "Exhibit-C" is the unitwise chart indicating the conditions imposed and the conditions complied with. The said order is passed in case of almost all units

(Nitin P. Deshmukh)
Advocate for Respondent No.3

(Suryakant S. Doke)
Regional Officer, MPCB Raigad

VERIFICATION

I, Suryakant S. Doke, do hereby state on solemn affirmation that, what is stated in hereinabove is based on official record which I believe to be

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true and correct.

Solemnly affirmed at Mumbai.)

This ___ day of December 2011)

Identified by;

DEPONENT

Shri. Nitin P. Deshpande
 Advocate for Respondent No.3

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

PUBLIC INT. LITIGATION NO. 17 OF 2011

DIST.-RAIGAD

Nikolas H Almeida

Petitioner

VERSUS

The State of Maharashtra and Ors)

Respondent

AFFIDAVIT IN REPLY ON BEHALF OF RESPONDENT No.3

Dated this day of December, 2011

DIST.-RAIGAD

Nitin P. Deshpande
 Advocate for Respondent No.3
 Room No.4, PWD Bldg,
 Writ Cell, High Court
 Mumbai 400 032.