

**BEFORE THE HON'BLE NATIONAL GREEN TRIBUNAL
WESTERN ZONE BENCH, PUNE**

ORIGINAL APPLICATION NO. 35/2023(WZ)

Rohan Abhilasha 'F' Co-operative
Housing Society & Anr.

.....Applicant(s)

Versus

State of Maharashtra through its Secretary,
Environment Department & Ors.

.....Respondent(s)

**ADDITIONAL AFFIDAVIT IN REPLY FOR AND ON
BEHALF OF MAHARASHTRA POLLUTION CONTROL
BOARD RESPONDENT NO. 2**

I, Vidyasagar Killedar, Age – 49 years, Occupation – Service-
the Sub-Regional Officer of the Maharashtra Pollution Control
Board at Pune – II i.e. Respondent No. 2, having my office at 2nd
Floor, Jog Center, Wakdewadi, Pune – 411 003 do hereby state on
solemn affirmation as under –

- 1) I am filing this additional affidavit in reply in compliance
of the order dated 06/09/2023 passed by Hon'ble National
Green Tribunal.
- 2) I say and submit that the Respondent MPC Board has
filed affidavit in reply on 03/07/2023.

- 3) I say and submit that this Hon'ble Tribunal vide Order dated 06/09/2023, directed Respondent MPC Board "to submit a sketch map showing diversion and the original flow of the nallah".
- 4) I say and submit that in compliance of this Hon'ble Tribunal Order dtd.06/09/2023, the officials of Respondent-MPC Board at Pune carried out visit to Gat No. 1428 (Old Gat no. 2414) at Mauje Wagholi, Taluka Haveli, Pune on 06/11/2023 and observed as under :-
- i. Nalla is non perennial and flows only during monsoon season. At present at the North-East direction of the Gat No. 1428 (Old Gat no. 2414) the said natural stream/nalla found in flowing condition.
 - ii. At Gat No. 1428 (Old Gat no. 2414) the said natural stream nalla was diverted form original flow of stream towards East Direction with help of Sand, debris and excavated material and routed it further towards East side fencing of Gat no. 1428 (Old Gat no. 2414), then continued till Lohgaon-Wagholi Road, at Lohgaon-Wagholi road it was again diverted towards west side original flow of Natural stream/nalla where it passed through culvert/pipes on Lohgaon-Wagholi road.



iii. Overall it has been observed that, Nalla has been diverted but not blocked. Water in nalla found with natural flow.

A copy of the Visit Report along with Google images showing nalla before and after diversion since the year 2013 to till date is attached as an **Annexure – I**.

Solemnly affirmed on this 16th day of November, 2023 at Pune.

I know the affiant
Maharashtra

For and on behalf of
Pollution Control Board i.e.
Respondent Nos.2,

ADVOCATE

(Signature)
(VidyaSagar Killedar)
Sub-Regional Officer,
MPCB-Pune II



BEFORE ME
(Signature)
JITENDRA J. KAMBLE
ADVOCATE & NOTARY
GOVT OF INDIA
PUNE

16 NOV 2023



218
MAHARASHTRA POLLUTION CONTROL BOARD
SUB-REGIONAL OFFICE, PUNE- 2

Ph. 020-25811694
Fax. 020-25811029
E-mail-sropune2@mpcb.gov.in



Jog Center Bldg.
2nd floor, Wakdewadi,
Mumbai – Pune Highway,
Pune 411003

Date: 6/11/2023

SITE VISIT REPORT

Sub: - Site Visit report in the matter of Original Application No. 35/2023 (WZ)
before the Hon'ble National Green Tribunal, Western Bench, Pune

Ref:- 1. Order passed by Hon'ble National Green Tribunal, Western Zone Bench, Pune
in Original Application No. 35/2023 dated 06.09.2023

With reference to above subject matter, visit has been caused to the said Nalla on
06.11.2023 and following observations are made :

1. Nalla is not perennial and flows only during monsoon season and few months after monsoon. At present at the North-East direction of the Gat No. 1428 (old Gat No. 2414) Natural stream / nalla found in flowing conditions.
2. It was observed that at Gat No. 1428 (old Gat No. 2414) the said natural stream / nalla was diverted from original flow of stream towards East direction with help of Sand, debris and excavated material and routed it further towards East side fencing of Gat No. 1428 (old Gat No. 2414) then continued till Lohgaon-Wagholi Road, At Lohgaon-Wagholi road it was again diverted towards west side original flow of Natural stream / nalla where it passed through culvert / pipes on Lohgaon-Wagholi Road.
3. Overall it has been observed that, Nalla has been diverted but not blocked. Water in Nalla found with natural flow.
4. Google images showing nalla before and after diversion since year 2013 to till date are attached herewith


(Rahul Nimbalkar)

Field Officer


(V. V. Killedar)

Sub-Regional Officer, Pune-II

Google Earth Pro

File Edit View Tools Add Help

Search Search

Get Directions History

Places

- My Places
- Rohan nridita Road Net...
- Temporary Places

Layers

- Primary Database
- Announcements
- Borders and Labels
- Places
- Photos
- Roads
- 3D Buildings
- Weather
- Gallery
- More
- Terrain

Ruler

Line Path Polygon Circle 3D path 3D polygon

Measure the distance between two points on the ground

Map Length:	553.74	Meters
Ground Length:	553.74	
Headings:	215.42	degrees

Mouse Navigation Save Clear

Rohan Abhlisha

1985

Image © 2023 Airbus

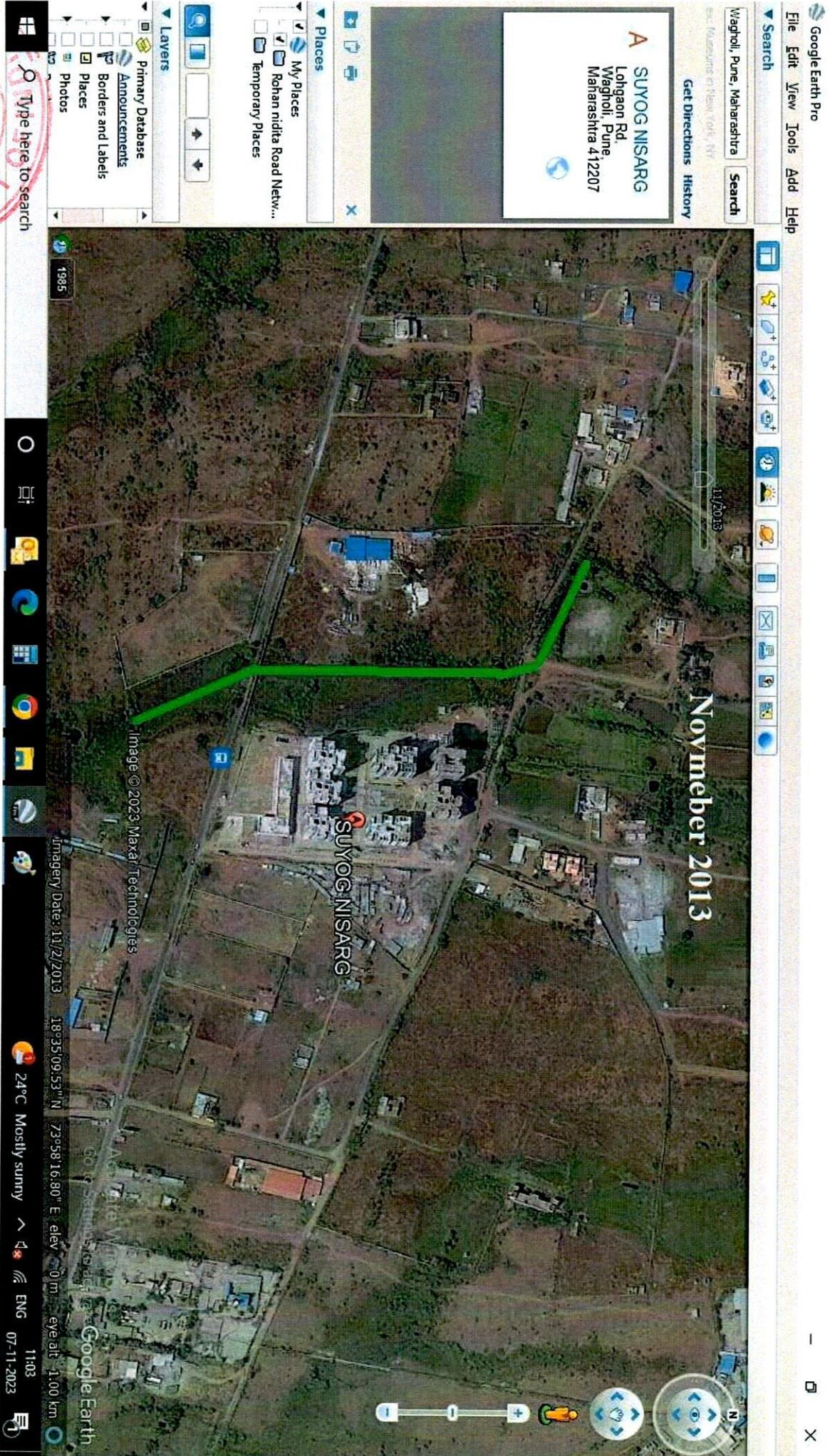
Acquire window

Google Earth

Imagery Date: 6/5/2023 18°35'34.84"N 73°57'37.05"E elev. 0m eye 511.96 km

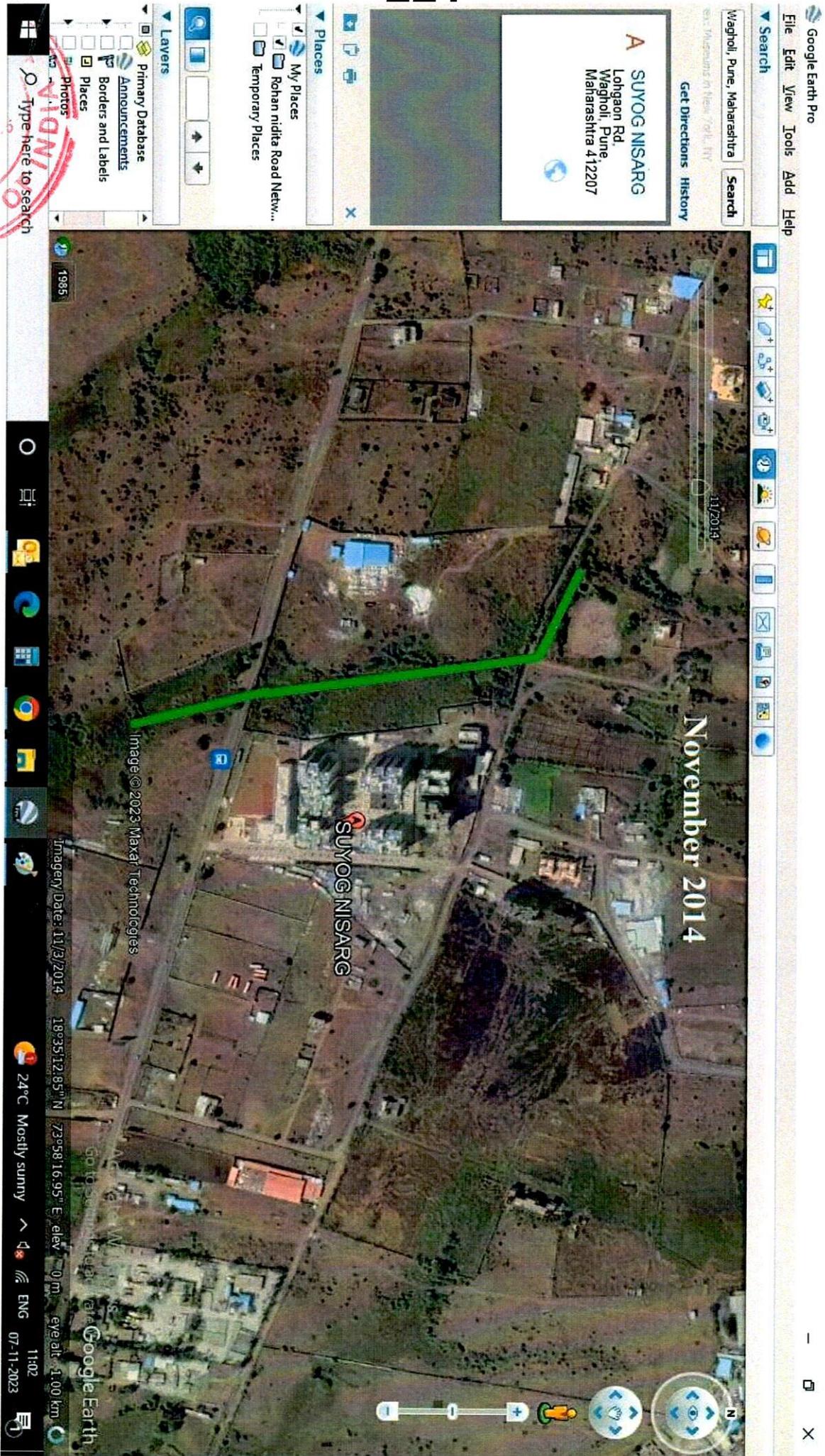
26°C Haze ENG 09-11-2023 11:34



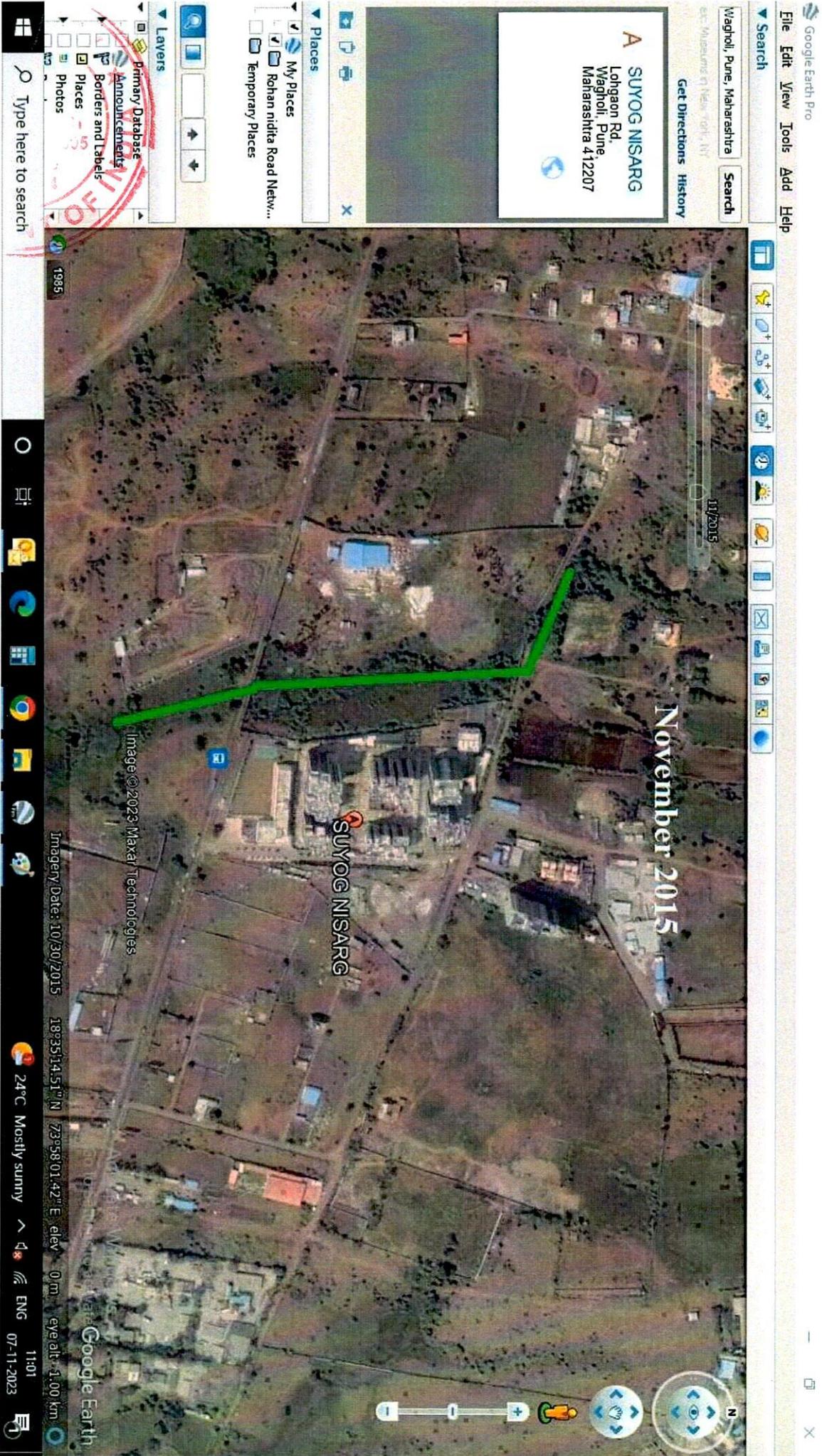


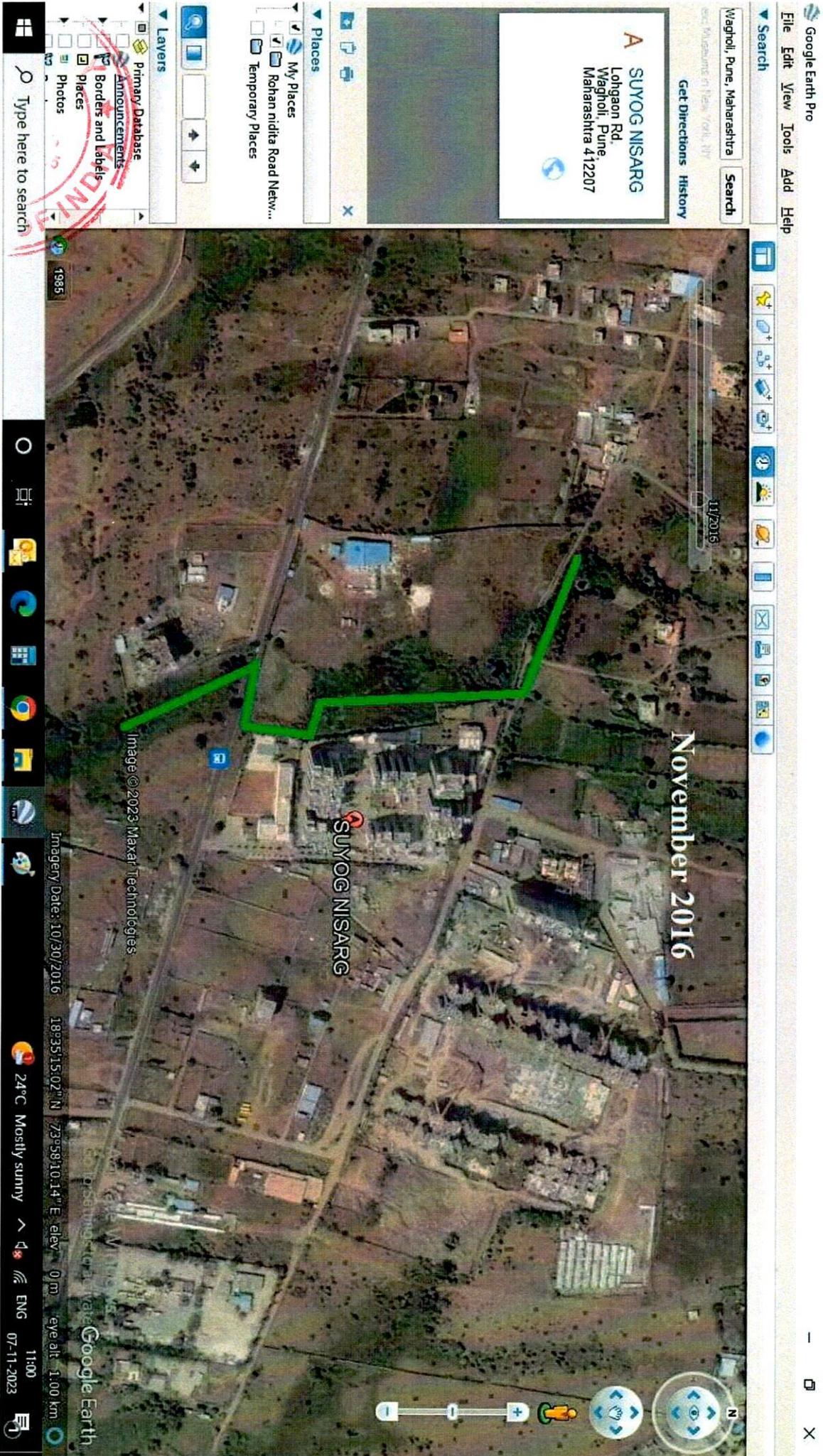
Click here to search

DOCUMENT



ENT O
 Type here to search



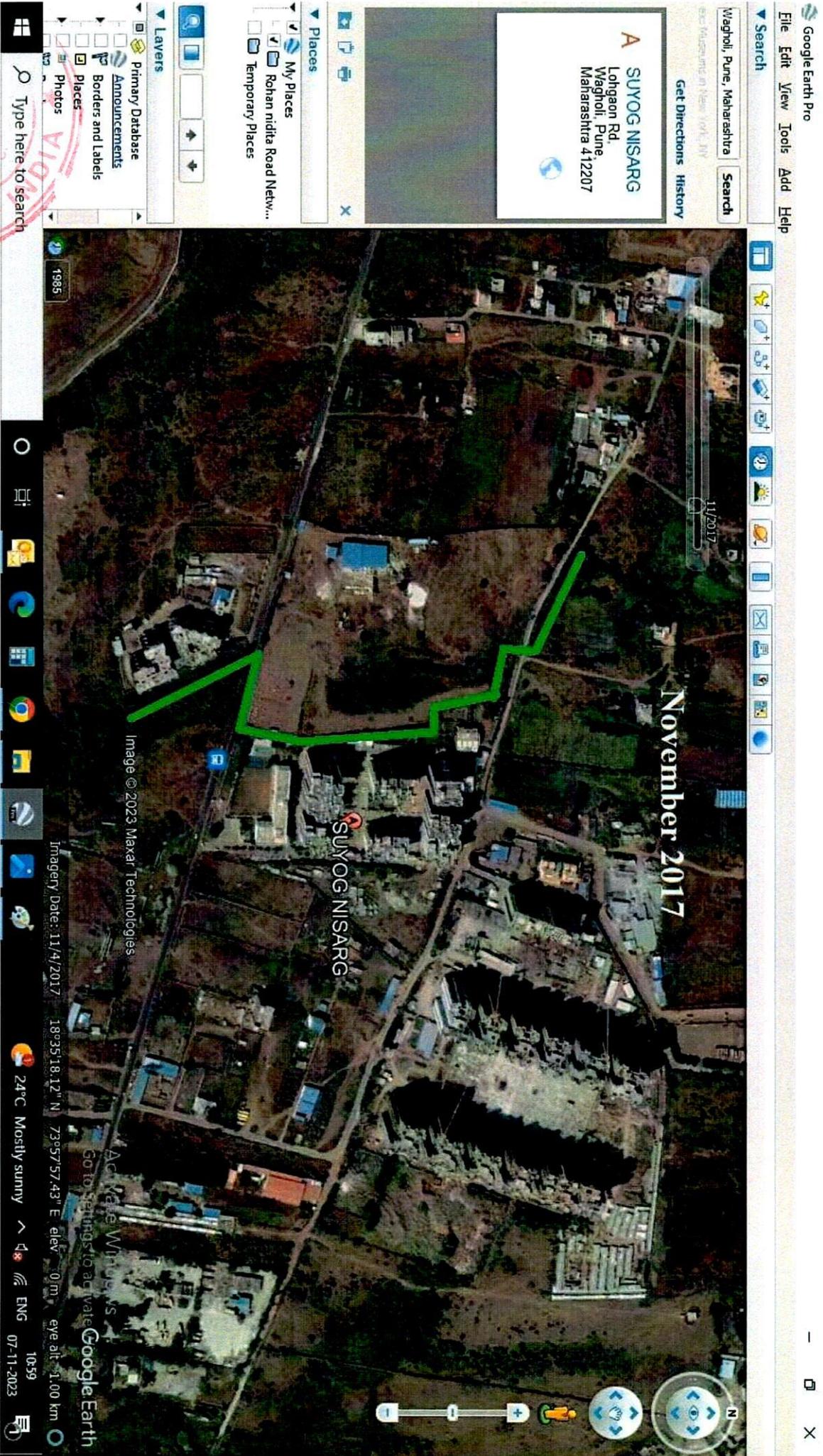


REVENUE

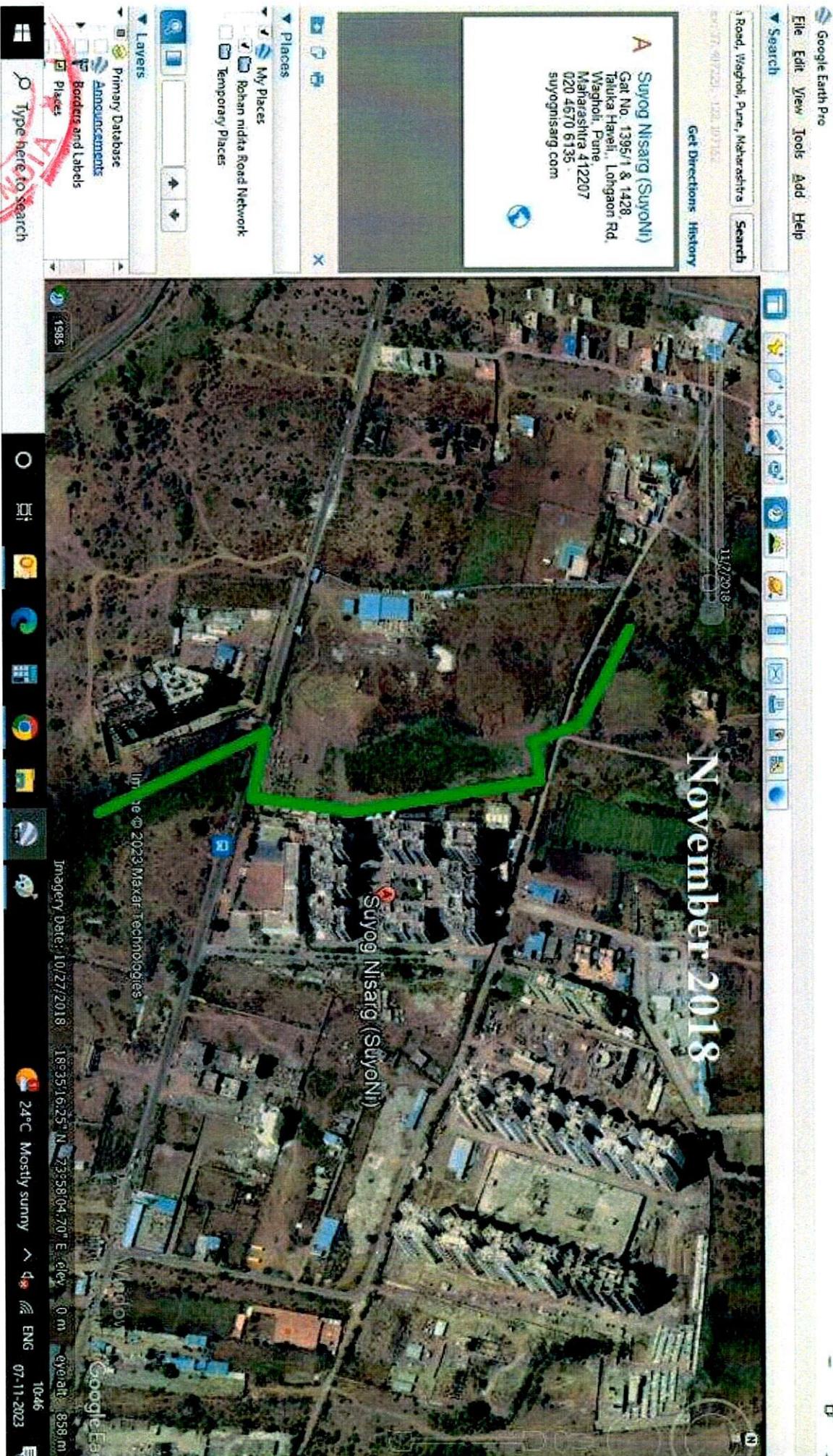
November 2016

SUYOG NISARG

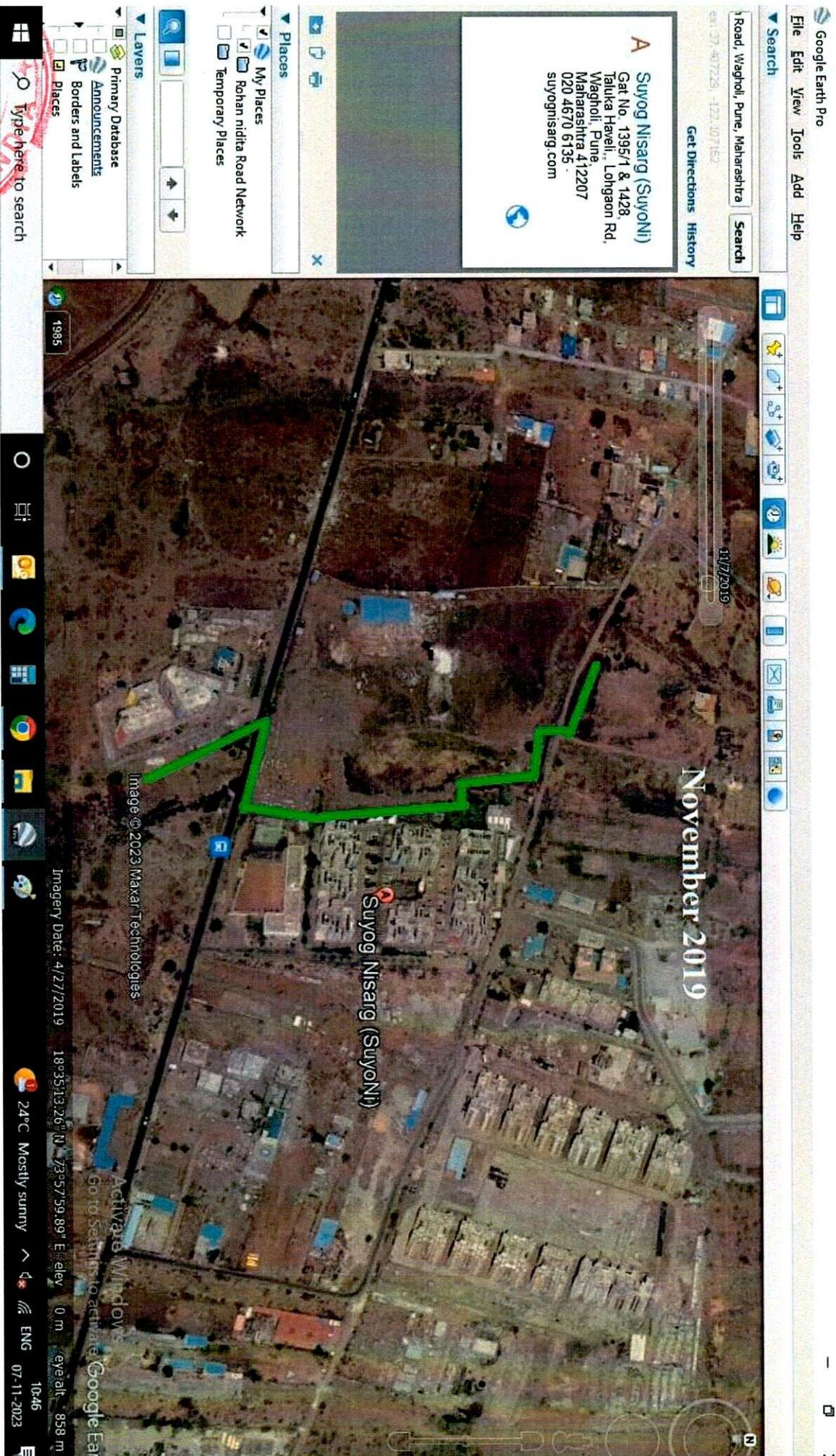
Image © 2023 Maxar Technologies
 Imagery Date: 10/30/2016 18°35'15.02" N 73°58'10.14" E elev: 0 m eye alt: 1.00 km
 Google Earth
 24°C Mostly sunny ENG 11:00 07-11-2023

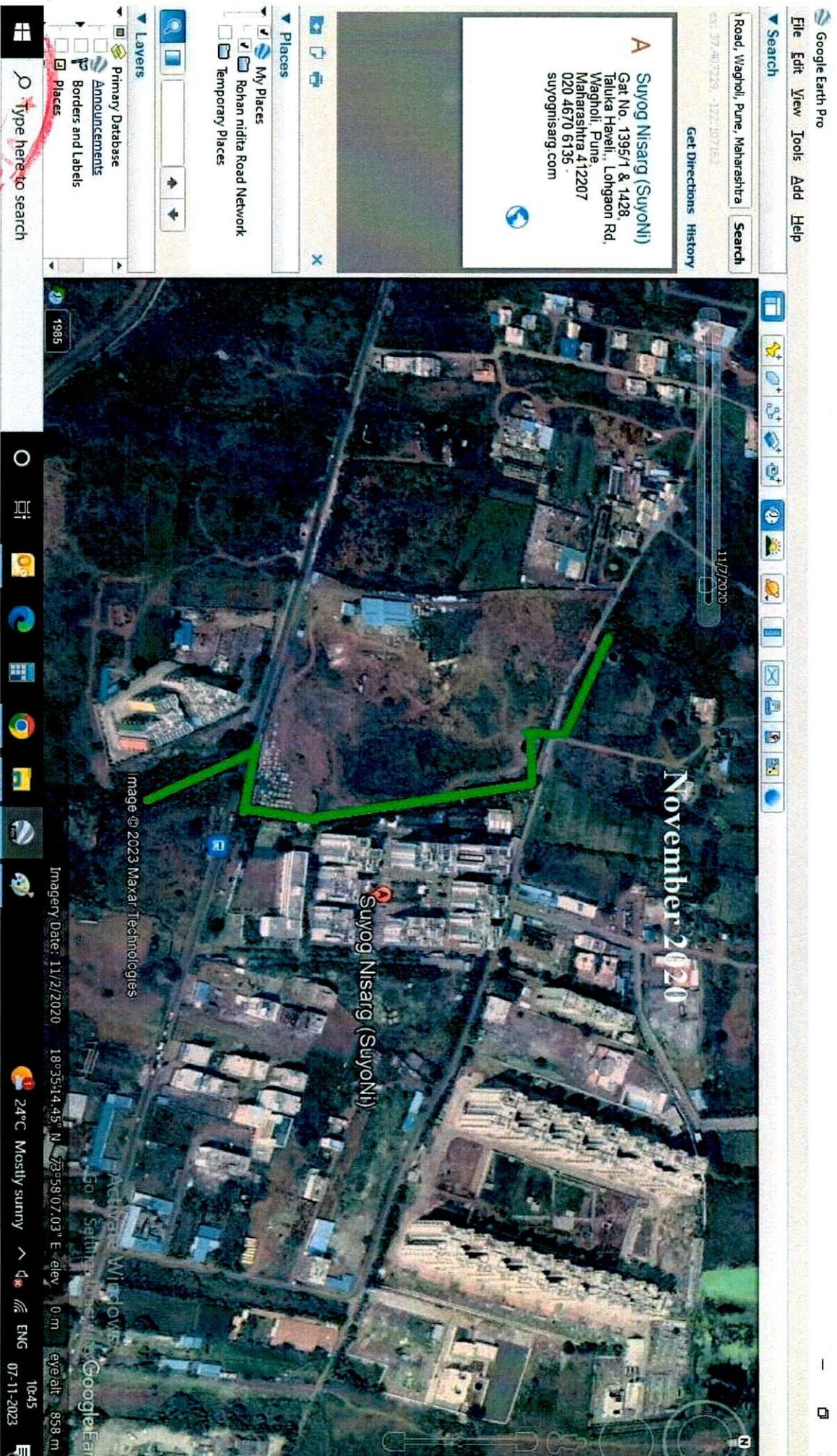


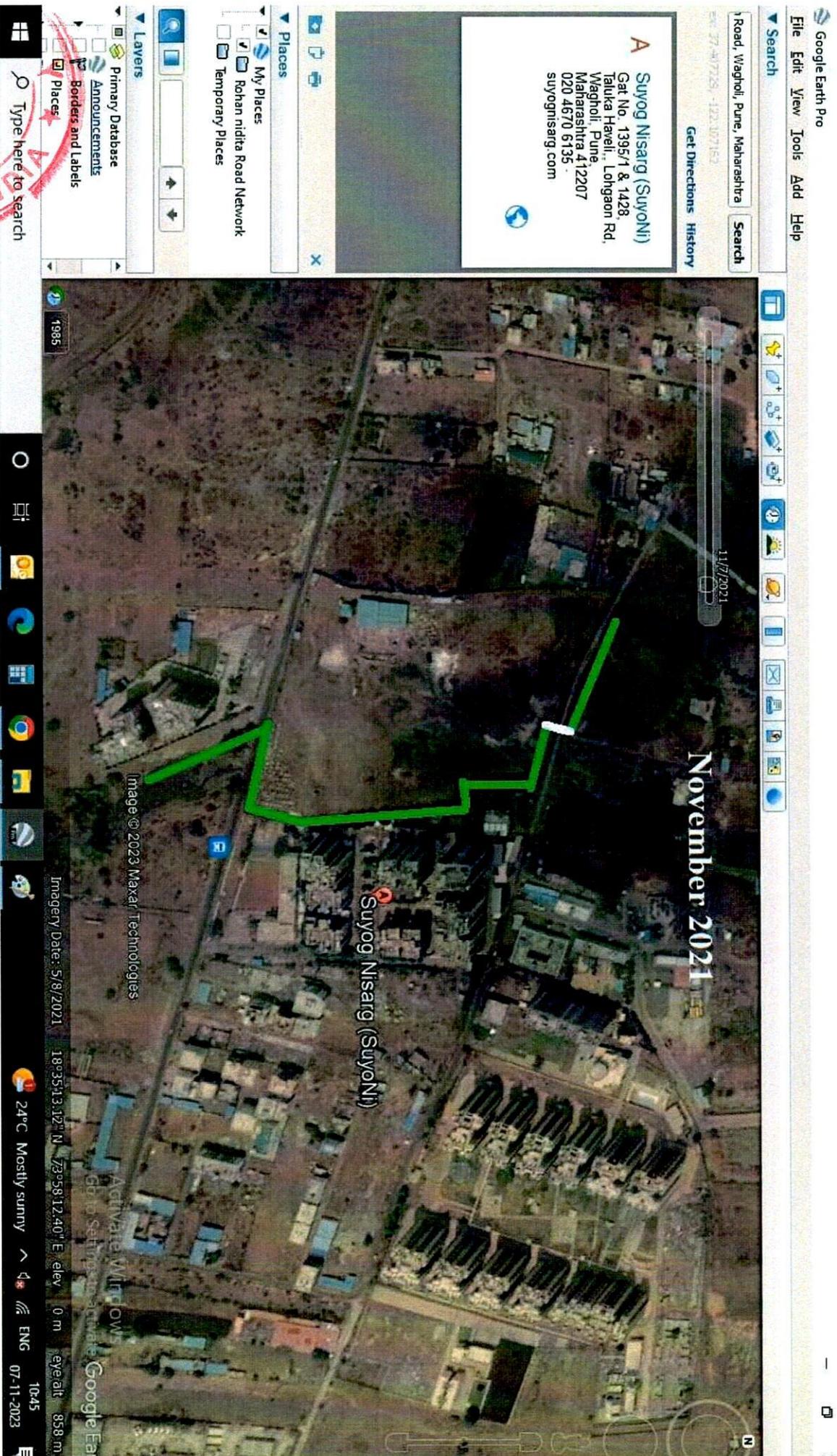
OFFICIAL COPY



INDIA
Type here to search







Google Earth Pro

File Edit View Tools Add Help

Search

Road, Wagholi, Pune, Maharashtra Search

Get Directions History

Get No. 1395/1 & 1428, Taluka Haveli., Lohgaon Rd, Wagholi, Pune, Maharashtra 412207 020 4670 6135 suyognisarg.com

Places

- My Places
- Rohan nidra Road Network
- Temporary Places

Layers

- Primary Database
- Announcements
- Borders and Labels
- Places

Type here to search

November 2022

Suyog Nisarg (Suyoni)

Image © 2023 Maxar Technologies

Imagery Date: 4/25/2022 18°35'14.02"N 73°58'12.57"E Elev 0m Eye alt 858 m

24°C Mostly sunny ENG 07-11-2023 10:44

