

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

ORIGINAL APPLICATION No. 102 OF 2022 (WZ)

Sagar K. Devre

.....Applicants

Versus

State of Maharashtra & Ors.

....Respondents



**AFFIDAVIT IN REPLY ON BEHALF OF MAHARASHTRA
POLLUTION CONTROL BOARD i.e. RESPONDENT NO. 2&3.**

I, Anand N. Katole, aged adult years, occupation – Service, the Sub Regional Officer of the Maharashtra Pollution Control Board at Thane II Region, having office address at Plot No.P-30, 5th Floor, Office Complex Building, Near Mulund Checknaka, Thane– 400 605, do hereby state on solemn affirmation as under –

- (1) I say and submit that in compliance of the order dated 29/07/2025 passed by the Hon'ble NGT, I am filling said affidavit in reply on behalf of Respondent No. 2 & 3 i.e. Maharashtra Pollution Control Board.
- (2) Status of Ambient Air monitoring carried out for RMC plants located at Maljipada area, Tal- Vasai, Dist – Palghar

Sr No.	Name of RMC.	No. of days violations	Air samples collected during violation days.	Analysis Report exceeding, Yes/No	Present Status
1.	M/s. Skyland RMC Infra,CTS No. 50/1 & 45/2, Village-Maljipada,Tal-Vasai,Dist-Palghar	77 days (18.03.2020 to 22.03.2020, 01.11.2020 to 11.01.2021)	No	---	Board has issued Closure direction on 14.05.2025. Presently plant is disconnected by MSEDCL
2.	M/s. M. E. Infraproject, Maljipada, Vasai	77 days (18.03.2020 to 22.03.2020, 01.11.2020 to 11.01.2021)	No	---	Board has issued Closure direction on 14.05.2025, Presently plant is disconnected by MSEDCL
3.	M/s. Jijau Construction, S. No. 52/4, Maljipada, Vasai	224 days (Period calculated from Date of Visit 31.05.2022 to the date of Interim directions issued on 09.01.2023)	Yes. Ambient monitoring collected on 16.12.2022	Analysis report of AAQM are exceeding. PM10 -669 µg/m3.	Board has issued Closure direction on 14.05.2025, Presently plant not in operation
4.	M/s. Vibrant Construction Pvt Ltd (One Team RMC) S. No. 52, Hissa No.2, Vill – Maljipada, Tal-Vasai, Dist – Palghar.	No	---	Board has issued Closure direction on 19.05.2025, Presently plant is disconnected



					by MSEDCL
5.	M/s. Sardar Concrete, Maljipada, Vasai	77 days (18.03.2020 to 22.03.2020, 01.11.2020 to 11.01.2021)	No	---	Board has issued Closure direction on 14.05.2025, Presently plant is disconnected by MSEDCL
6.	M/s. New India & PNL RMC Co. S. No. 39/2 & 39/3, Maljipada, Vasai	131 days (18.03.2020 to 22.03.2020, 15.07.2022 to 17.11.2022)	NO	---	Board has issued Closure direction on 14.05.2025, Presently plant is disconnected by MSEDCL
7.	M/s. Super RMC Buildcon Pvt. Ltd.,S.No.45, H.No.1, Village- Maljipada,Tal- Vasai,Dist-Palghar	368 days (18.03.2020 to 22.03.2020, 1.11.2020 to 25.01.2021 and 14.02.2022 to 17.11.2022)	No	---	Presently plant found in operation
8	M/s. R & B Infra Project Pvt. Ltd. ,S No. 52,H.No.1,3 &4 Village- Maljipada,Tal- Vasai,Dist-Palghar	5 days (Not in operation since Covid)	No	No	Closure Direction was issued on 02.04.2020. RMC plant not in operation.
9	M/s. J.Kumar Infra,Tejdeep Compound, Opp. Gaimukh Naka,Ghodbundar Road, Thane	39 days-Period calculated from Date of Visit 21.01.2019 to Electricity Disconnection	No	No	Closure Direction issued on 27.03.2019. At present RMC plant is not in



		Date 28.03.2019 416 days- period calculated from plant in operation date 04.08.2020 to Plant observed not in operation 23.09.2021			operation. However, casting activity is in operation.
--	--	--	--	--	---

(3) I say and submit that the Respondent Board has carried out Ambient Air Quality Monitoring of one RMC Plant on 16.12.2022(Copy is enclosed as Annexure-I), however, the air samples could not be collected for rest of the RMC Plants in the year, 2020-2021 due to ongoing COVID period.

Solemnly affirmed on this 19th day of August, 2025 at Mumbai.



For and behalf of the Maharashtra
Pollution Control Board,

(Anand Katole)
Sub-Regional Officer, Thane-II



BEFORE ME
NOTARY

SUJATA V. JOSHI
ADVOCATE & NOTARY
101/102, Vishal Bldg., Station Road,
Kalwa (W), Thane-400 605.

NOTED & REGISTERED
Sr. No. 8678/2025

19 AUG 2025



1662 MAHARASHTRA POLLUTION CONTROL BOARD

Phone : 022-25820423 Fax : - Email : mpcbthanelab@mpcb.gov.in Website : http://mpcb.gov.in	 "Your Service is our Duty"	Regional Laboratory Regional Laboratory, Thane, Maharashtra Pollution Control Board, Office Complex Building, 5th Floor, Wagle Estate, Near Mulund check Naka. Thane-400 604.
---	---	---

Report Outward No.: MPCB/RL-Thane/Ambient/22-23/12/72

Date: 27/12/2022 05:31 PM

Analysis Report-Air (Ambient)

Client/Industry/location Name & Address

JIAU CONSTRUCTIONS ROAD BUILDER PVT LTD
G37 Ready mix cement concrete

Sample Details

Field Sample ID :	BR-0037182
Laboratory Sample Code :	MPCB/RL-Thane/AMB/22-23/102
Sample Details (Water/Air/HW) :	Air
Sample Volume Received :	
Sample Collected By :	FO-Thane II (Shri.J.B.Bhusara) (SRO-Thane II)
Seal No. :	262
Type of Industry / Location details :	
Sample Collected On :	Dec 16 2022 10:30:00:000AM

Sr.No	Parameter	Starting Time	Closing Time	Result	Unit	Method of analysis
1	PM10	16-12-2022 10:30	16-12-2022 18:30	669	$\mu\text{g}/\text{m}^3$	
2	SO ₂	16-12-2022 10:30	16-12-2022 14:30	BDL	$\mu\text{g}/\text{m}^3$	
3	SO ₂	16-12-2022 14:30	16-12-2022 18:30	5	$\mu\text{g}/\text{m}^3$	
4	NO _x	16-12-2022 10:30	16-12-2022 14:30	23	$\mu\text{g}/\text{m}^3$	
5	NO _x	16-12-2022 14:30	16-12-2022 18:30	21	$\mu\text{g}/\text{m}^3$	

Report Type: final

Report generated on: 27/12/2022 02:55 PM

Complied & Approved by: Ranjana Rane

Reviewed on Date: 27/12/2022 05:31 PM

Reviewed by: Ranjana Rane

* Electronic report does not require signature