

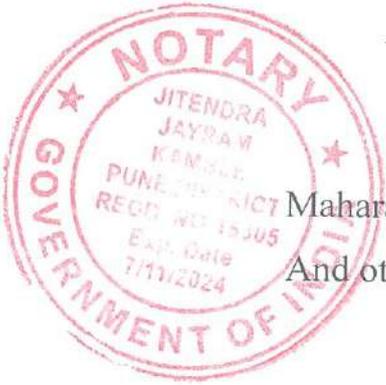
**BEFORE THE NATIONAL GREEN TRIBUNAL WESTERN
ZONE BENCH PUNE**

Original Application No. 72 of 2022

Mr.Vivek Dhakane & another ----- Applicant

Versus

Maharashtra Tourism Development Corporation
And others ----- Respondents.



REJOINDER ON BEHALF OF RESPONDENT NO. 1 AND 2

I, Moushami Kose, Age: 48 Years, Designation –Regional Manager, Regional Office, MTDC, Pune address at Central Building, Agarkar Nagar, Pune - 411001, authorized by Respondent Nos. 1 and 2, do hereby state and on solemn affirmation and state that –

1. I say that, I have read the Reply filed by Respondent No. 3 and also the Rejoinder filed by Applicant in the present case.
2. I say that the Venue is available on rent with terms and conditions signed by the customers. It is always strictly forbidden to play DJ and the Respondents have also banned the bursting of

firecrackers in tourist accommodation. Respondents have also asked the customers to obtain necessary permissions in respect of the loud speakers, etc.

3. With respect to obtaining consents from the Respondent No. 3, these Respondents state that the Respondents have submitted an application for the consents from the MPCB and in furtherance thereof have also paid Rs.75.000/- towards the fees of the said consents. The Respondents state that the act of non-obtaining consent from MPCB is not an intentional act. It's just an inadvertence which is cured by these Respondents. The Email form MPCB and payment receipt is annexed herewith as Annexure "A" and "B".

4. With respect to the observations made by the Respondent No. 2, these Respondents state that the Respondent No. 3 itself stated that presently the sewage is discharged into the Municipal Sewerage collection system which is also observed by the Respondent No. 3. Therefore, there was no necessity of the separate STP in the resort of the Respondent and the same was never asked by neither the Respondent No. 3 nor Respondent No. 4.

However right now the Respondent have decided to install various Bio Digesters and also Bio Toilets, Digesters and Bio Gas Units and accordingly had invited for the quotations. The offers received from one Techspex is received by the Respondent which is annexed herewith as Annexure "C" and "D".

5. With respect to Organic Waste Converter (OWC) and Rain water harvesting system these Respondent state that the same is an





additional facility for Organic Waste Converter. However MTDC has going to provide Bio Digester for Sanitary and Drainage waste and Bio Gas for Kitchen waste (Wet Garbage) and also going to provide Rain Water Harvesting system

6. It be noted that the Respondents have fulfilled all other conditions and is carrying the resort and functions with all due procedures and norms.

7. Respondents further state that as per the Rejoinder of the Applicant it appears that the Applicant himself has declared the area as Silent Zone wherein the Resort is situated. On the contrary the Respondent No. 4 i.e. Aurangabad Municipal Corporation had never declared the said area as Silent Zone.

8. These Respondents state that the Respondent has filed photographs of Google Earth which clearly shows the Aerial distances. It is also pertinent to note that the said 60 meters distance can be measured within the resort only, as the Resort is spread over in area admeasuring about 9629.10 Sq. Meters. Therefore it is highly impossible that the distance between the school and the resort is 60 meters. Moreover there is huge difference between the statement of Applicant, Municipal Corporation and the Aerial distance Map submitted by the Respondent.

9. I say that considering the above, there is no substance in the application made by the Applicants and the same is devoid of merits and deserves to be dismissed with heavy costs.

Hence this Rejoinder.

Pune

Date – 02/02/2023

Moushami Kose
Regional Officer, Pune
For Respondent Nos. 1 and 2

Verification

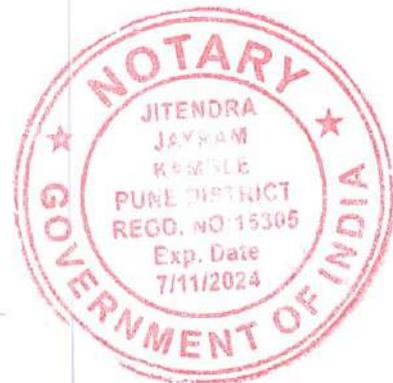
I, Moushami Kose, Age : 48 years, Designation –Regional Manager, Regional Office MTDC, Pune address at Central Building, Agarkar Nagar, Pune - 411001, authorized by Respondent Nos. 1 and 2, do hereby state and on solemn affirmation and state that contents above are true and correct to the best of my knowledge, belief and information and I have signed this on 02/02/2023 at Pune.

Moushami Kose
Regional Office Pune
For Respondent Nos. 1 and 2

BEFORE ME

**JITENDRA J. KAMBLE
ADVOCATE & NOTARY
GOVT. OF INDIA
PUNE**

02 FEB 2023



11/11/22, 11:12 AM

Maharashtratourism.gov.in Mail - Application receipt



:RO Aurangabad <roaurangabad@maharashtratourism.gov.in>

Application receipt

1 message

MPCB Web Portal <portalsupport@mpcb.gov.in>
Reply-To: "portalsupport@mpcb.gov.in" <portalsupport@mpcb.gov.in>
To: ROAurangabad@maharashtratourism.gov.in

Wed, Nov 9, 2022 at 4:42 PM

Greeting Deepak Ramchandra Harane,

Your application for **Consent** has been received.

Your Unique application number (UAN) **MPCB-CONSENT-0000152589**

Please use the UAN In all your correspondence with respect to this application

Your application is valid subject to realization of the payment and correctness of information submitted.

You may view your application detail on ur application dashboard

Thank for your application

NOTE: Your Application will be accepted after payment is approved by MPCB Account staff.

Disclaimer

This is an auto generated mail with if you are not a valid recipient please discard the same. This is not the spam.
In case of dispute, jurisdiction with respect to Maharashtra jurisdiction

Date: 09-11-2022

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Annexure "B"



Maharashtra Pollution Control Board

महाराष्ट्र प्रदूषण नियंत्रण मंडळ

Thank you. Your payment has been successfully received with following details.

Transaction Receipt

Transaction Status:	Success
Transaction Reference no:	YSBI1686620979
Transaction no:	TXN2301003329
Transaction On:	20-01-2023 12:50:31
Payment For:	MPCB-CONSENT-0000152589
Email:	ROAurangabad@maharashtratourism.gov.in
Mobile no:	9423979766
Amount:	75000.00 INR.



Date: 22nd November 2022

To,
MTDC
Aurangabad
Maharashtra.

Subject: Installation of Bio Toilets, Digesters and Bio Gas Units at Aurangabad MTDC, T Point and Fardapur MTDC Resort.

Dear Sir,

At the outset let me thank you for the kind courtesy extended to me during my visit to Aurangabad MTDC and other sites.

Based on the site visits made and the collected data, please find attached our best offer for installation of various units at the chosen locations.

We hope the offer is in line with your requirement.

Looking forward for your esteemed order.

Thanking you,
With warm regards,
For Techspex Green Solutions

Parag Juvekar
Mob.: +91-9822893977

Introduction:

Techspex Toilets are with bio-digesters that need no sewage-line connection or additional septic tanks for disposal of black water or toilet waste. This technology, pioneered by DRDO (with whom Techspex is a supporting manufacturer) is completely both economical, easy to use and install, and eco-friendly.

The Toilets' bio-digester disposes human excreta in a 100% eco-friendly manner, thereby generating color less, odorless water and inflammable methane gas (by-products that can be used for cooking, water heating & room heating etc.). This technology is 100% maintenance free and is based on continuous biological process. Furthermore, this technology needs no dependence on limited and costly conventional energy sources, thereby saving space, energy, environment, time and promoting good health and hygiene.

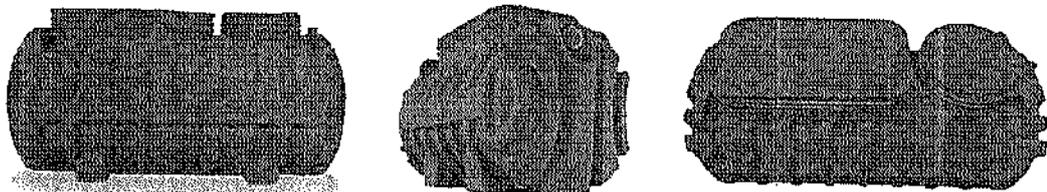
More on Toilets and supporting technology:

As mentioned above, the bio-digester is an innovative technology which disposes human waste in an environmentally conscious manner. These toilets leverage bacterial consortium that degrades night soil to produces colorless, odorless and inflammable bio gas containing 50 – 70% methane and odourless fertile water. Thus, these toilets (installed with bio digesters) function at any atmospheric temperature.

The tanks of the toilets are cylindrical/rectangular structures with provision of inlet for human waste and outlet for biogas and water. Night soil degradation occurs through a microbial reaction which converts the human waste into bio gas and odourless water, the benefit of which is the fact that the smell of night soil, disease-causing organisms in the night soil, and solid matter are almost completely eliminated. On a dry-weight basis, 98% of the solid waste is reduced!

The gaseous effluent (methane) is either continuously let off to the atmosphere or can be collected and used for various energy-intensive activities like cooking and room heating. Liquid effluent can also be drained to any surface or soak pit without any environmental hazards, or channelized for gardening and agricultural use, being an effective liquid fertilizer.

The Bio Digesters



SCOPE OF SUPPLY

1. *Supply of Bio Toilets and Digesters.*
2. *Installation and commissioning.*

EXCLUSIONS AND TERMINAL POINTS
EXCLUSIONS:

1. All piping work after the digesters and its connection.
2. All equipments, works and services, not specifically mentioned in our proposal.
3. Storage & site security.
4. Pits for the installation of the bio digesters.

TERMINATION POINTS:

1. Inlet of Bio Digester
2. Outlet of Bio Digester, Water Pipe and Gas Pipe.

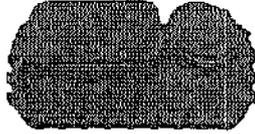
CLIENT TO PROVIDE:

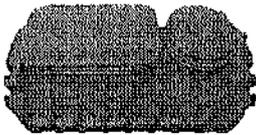
1. Space to install the Toilets
2. Water connection, if piping required.
3. Provision for water outlet from the bio digester.
4. Labour: For unloading and shifting to site location.
5. Pits as necessary to install the Bio Digesters

PRICE, COMMERCIAL TERMS & CONDITIONS

Our price for Design, Engineering and Supply of Proposed Bio Digesters, as described in our earlier Annexure shall be:

Sr. No.	Model	Size (Ft.) / Qty	Picture	Price
1	MTDC Aurangabad: 4 in 1 Bio Toilets 1 each for Mens and Womens near Parking Lot AND 1 for Mens Near Washing Area With Digesters	14ft x 3.5ft 3 Nos.		Rs.13,50,000/- Rs.Thirteen Lakh Fifty Thousand Only.

2	MTDC Aurangabad: 3 in 1 Bio Toilets 1 for Womens Near Washing Area, With Digesters	11ft x 3.5ft 1 Nos.		Rs.4,00,000/- Rs.Four Lakh Only.
3	T Point Shopping Plaza: Bio Digesters for the Guest Houses	500 Lit. 6 Nos.		Rs.2,40,000/- Rs.Two Lakh Forty Thousand Only.
4	T Point Shopping Plaza: Bio Digesters for Public Toilets	5000 Lit. 2 Nos.		Rs.5,20,000/- Rs.Five Lakh Twenty Thousand Only.
5	T Point Shopping Plaza: Bio Gas Unit	2 Kg. Capacity 1 No.		Rs.35,000/- Rs.Thirty Five Thousand Only.
6	Foot Hill Restaurant: Bio Digesters for Public Toilets	5000 Lit. 2 Nos.		Rs.5,20,000/- Rs.Five Lakh Twenty Thousand Only.

7	Foot Hill Restaurant: Bio Gas Unit	10 Kg. Capacity 2 Nos.		Rs.3,00,000/- Rs.Three Lakh Only.
8	Fardapur: Bio Digesters for 16 AC Rooms	800 Lit. Capacity 8 Nos.		Rs.3,20,000/- Rs.Three Lakh Twenty Thousand Only.
9	Fardapur: Bio Digesters for 12 Non- AC Rooms	800 Lit. 6 Nos.		Rs.2,40,000/- Rs.Two Lakh Forty Thousand Only.
10	Fardapur: Bio Digester for Canteen	2000 Lit. 1 No.		Rs.1,20,000/- Rs.One Lakh Twenty Thousand Only.
11	Fardapur: Bio Gas Unit	5 Kg. Capacity 1 No.		Rs.90,000/- Rs.Ninety Thousand Only.



12	Transportation			Extra At Actual
13	Unloading at Site			Client Scope
14	Installation			Extra At Actual
15	GST			Extra At Actual

COMMERCIAL TERMS & CONDITIONS

TAXES AND DUTIES:

GST @ 18 %, Extra at actual

However any change in the govt. levies/interpretation etc. at the time of execution of the project will be at buyer's account.

TRANSPORTATION AND TRANSIT INSURANCE:

Will be charged EXTRA, at actuals.

PAYMENT TERMS:

80% advance along with your techno-commercial clear Purchase Order.
20% after installation and commissioning.

DELIVERY:

We shall complete supply of the machine as mentioned earlier within 11 - 15 days from the date of receipt of Purchase Order along with advance payment. Delivery is subject to force major conditions.

VALIDITY:

This offer is valid for 30 days.

WARRANTY:

The equipment supplied has a warranty for a period of 1 year from the date of installation. Warranty is valid against defective workmanship and our liability is limited to repair or replace of the same. Equipment warranty is valid against defective workmanship and/or poor performance of the system only. Our liability is limited to repair or replace the same and not subject to any wear and tear or supply of consumables and spares due to regular operation of the system.

STATUTORY VARIATION:

Any change in Govt., duties levies, taxes or policies having direct effect on our above quoted prices will be at customers account for which documentary evidence will be submitted on request.



Date: 6th January 2023

To,
MTDC
Aurangabad
Maharashtra.

Subject: Installation of Bio Digesters at Aurangabad MTDC Resort.

Dear Sir,

At the outset let me thank you for the kind courtesy extended to me during my visit to Aurangabad MTDC and other sites.

Based on the site visits made and the collected data, please find attached our best offer for installation of various Bio Digesters at the chosen locations.

We hope the offer is in line with your requirement.

Looking forward for your esteemed order.

Thanking you,
With warm regards,
For Techspex Green Solutions

Parag Juvekar
Mob.: +91-9822893977



Introduction:

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The Toilets' bio-digester disposes human excreta in a 100% eco-friendly manner, thereby generating color less, odorless water and inflammable methane gas (by-products that can be used for cooking, water heating & room heating etc.). This technology is 100% maintenance free and is based on continuous biological process. Furthermore, this technology needs no dependence on limited and costly conventional energy sources, thereby saving space, energy, environment, time and promoting good health and hygiene.

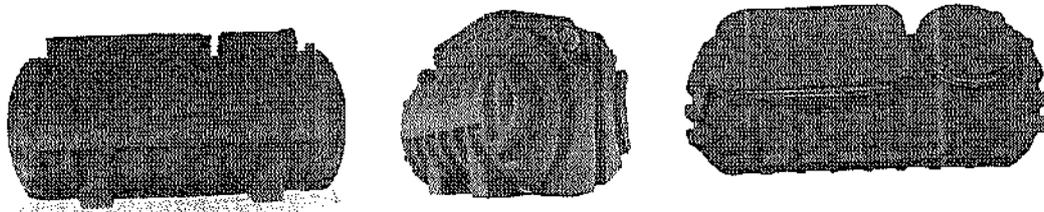
More on Toilets and supporting technology:

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The tanks of the toilets are cylindrical/rectangular structures with provision of inlet for human waste and outlet for biogas and water. Night soil degradation occurs through a microbial reaction which converts the human waste into bio gas and odourless water, the benefit of which is the fact that the smell of night soil, disease-causing organisms in the night soil, and solid matter are almost completely eliminated. On a dry-weight basis, 98% of the solid waste is reduced!

The gaseous effluent (methane) is either continuously let off to the atmosphere or can be collected and used for various energy-intensive activities like cooking and room heating. Liquid effluent can also be drained to any surface or soak pit without any environmental hazards, or channelized for gardening and agricultural use, being an effective liquid fertilizer.

The Bio Digesters



**SCOPE OF SUPPLY**

1. *Supply of Bio Toilets and Digesters.*
2. *Installation and commissioning.*

EXCLUSIONS AND TERMINAL POINTS**EXCLUSIONS:**

1. All piping work after the digesters and its connection.
2. All equipments, works and services, not specifically mentioned in our proposal.
3. Storage & site security.
4. Pits for the installation of the bio digesters.

TERMINATION POINTS:

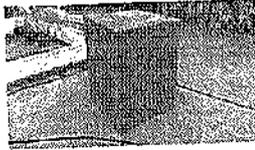
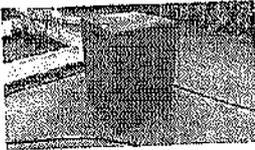
1. Inlet of Bio Digester
2. Outlet of Bio Digester, Water Pipe and Gas Pipe.

CLIENT TO PROVIDE:

1. Space to install the Toilets
2. Water connection, if piping required.
3. Provision for water outlet from the bio digester.
4. Labour: For unloading and shifting to site location.
5. Pits as necessary to install the Bio Digesters

PRICE, COMMERCIAL TERMS & CONDITIONS

Our price for Design, Engineering and Supply of Proposed Bio Digesters, as described in our earlier Annexure shall be:

Sr. No.	Model	Size (Ft.) / Qty	Picture	Price
1	2 buildings with 30 Rooms	2500 Lit. 4 Nos.		Rs.3,60,000/- Rs.Three Lakh Sixty Thousand Only.
2	1 Building of 16 Rooms	2000 Lit. 2 Nos.		Rs.1,70,000/- Rs.One Lakh Seventy Thousand Only.
3	1 Building of 17 Rooms	2000 Lit. 2 Nos.		Rs.1,70,000/- Rs.One Lakh Seventy Thousand Only.
4	Restaurant	5000 Lit. 2 Nos.		Rs.5,20,000/- Rs.Five Lakh Twenty Thousand Only.



5	Transportation			90,000/-
6	Unloading at Site			Client Scope
7	Installation			2,50,000/-
8	GST			2,80,800/-
	Total			Rs.18,40,800.00

COMMERCIAL TERMS & CONDITIONS

TAXES AND DUTIES:

GST @ 18 %

However any change in the govt. levies/interpretation etc. at the time of execution of the project will be at buyer's account.

TRANSPORTATION:

Included.

PAYMENT TERMS:

80% advance along with your techno-commercial clear Purchase Order.
20% after installation and commissioning.

DELIVERY:

We shall complete supply of the machine as mentioned earlier within 2 – 3 weeks from the date of receipt of Purchase Order along with advance payment. Delivery is subject to force major conditions.

VALIDITY:

This offer is valid for 30 days.

WARRANTY:

The equipment supplied has a warranty for a period of 1 year from the date of installation. Warranty is valid against defective workmanship and our liability is limited to repair or replace of the same. Equipment warranty is valid against defective workmanship and/or poor performance of the system only. Our liability is limited to repair or replace the same and not subject to any wear and tear or supply of consumables and spares due to regular operation of the system.

STATUTORY VARIATION:

Any change in Govt., duties levies, taxes or policies having direct effect on our above quoted prices will be at customers account for which documentary evidence will be submitted on request.