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महाराष्ट्र शासन
जलसंपदा विभाग,
मादाम कामा मार्ग, हुतात्मा राजगुरु चौक,
मंत्रालय, मुंबई-४०० ०३२

ई-मेल:-doimr.wrd@maharashtra.gov.in

दूरध्वनी :- ०२२-२२०२७८९५/२२७९४०६८

तात्काळ- न्यायालयीन प्रकरण

क्र.न्यायप्र २०१४/ प्र.क्र. ४२४/२०१४)भाग-३/ सिं.व्य.(म.).

दिनांक - : ०२ फेब्रुवारी, २०२४

प्रति,

अधीक्षक अभियंता,
पुणे पाटबंधारे मंडळ, पुणे

विषय:- नॅशनल ग्रीन ट्रिब्युनल वेस्टर्न झोन पुणे बेंच येथे Execution Application

No. 04/2022 In M.A.78/2018 (WZ) In Appeal No.25/2014

श्री.सारंग यादवडकर व इतर विरुद्ध महाराष्ट्र

शासन पुररेषा आखणीबाबत आदेशांची पूर्तता करणेबाबत

संदर्भ :- आपले पत्र क्रमांक पुपामं/२-प्रशा/NGT पुररेषा २५-२०१४/०४-
२०२२/४८६/२०२४, दिनांक २६.०९.२०२४.

विषयांकित न्यायालयीन संदर्भाधीन पत्रान्वये शासनास सादर केलेल्या शपथपत्राच्या मसुद्यान्वये आवश्यक सुधारणा करून सुधारीत मसुद्यास शासनाची मान्यता देण्यात येत आहे. सदर प्रकरणी आपणांस प्राधिकृत केले असल्याकारणाने प्रस्तूत न्यायालयीन प्रकरणी शासनाच्या वतीने मा. न्यायालयात शपथपत्र दाखल करण्याबाबतची उचित कार्यवाही तात्काळ करण्यात यावी.

सदर प्रकरणाची पुढील सुनावणी दिनांक ०६/०२/२०२४ रोजी होणार असल्याचे कळविण्यात आले आहे. त्याअनुषंगाने आपणांस कळविण्यात येत आहे की, सदर प्रकरणाच्या पुढील होणाऱ्या सुनावणीस आपण प्रत्यक्ष उपस्थित रहावे व शासनाची बाजू मांडावी तसेच सदर न्यायालयीन प्रकरणाची सद्यःस्थिती वेळोवेळी शासनास अवगत करावी.


(सौनेल गायकवाड)

सहपत्र :- वरीलप्रमाणे.

अवर सचिव, महाराष्ट्र शासन

प्रत सहपत्रासह -माहितीस्तव व तात्काळ कार्यवाहीस्तव अग्रेषित

१) कार्यकारी संचालक, महाराष्ट्र कृष्णा खोरे विकास महामंडळ, पुणे.

२) मुख्य अभियंता, जलसंपदा विभाग, पुणे.

३) अधीक्षक अभियंता, लाभक्षेत्र विकास प्राधिकरण, जळगांव

सदर सुनावणीस आपण व्यक्तीशः उपस्थित राहून आपल्या अधिनस्त कामांच्यादृष्टीने उपस्थित होणाऱ्या प्रश्नांबाबत शासनाच्या वतीने बाजू मांडावी.

४) कार्यकारी अभियंता, खडकवासला पाटबंधारे विभाग, पुणे.

५) सिंव्य/म)संग्रहार्थ



BEFORE THE NATIONAL GREEN TRIBUNAL
WESTERN ZONE BENCH, PUNE

Execution Application No. 04/2022

IN

Appeal No.25/2014

Sarang Yadwadkar & Ors. ... Applicant

Versus

The State of Maharashtra,

Through Water Resources ... Respondent

Department

REPLY AFFIDAVIT AS PER THE DIRECTIONS
DATED 15.09.2023 OF THIS HON'BLE COURT
FILED BY THE APPLICANT

I, Shri Sanjiv Arunkant Tatu, Age: 55 years, Occupation: Service, currently serving as Chief Engineer & Joint Secretary, Water Resources Department, Government of Maharashtra, having office at: Mantralaya, Mumbai, do hereby state on solemn affirmation as under:

I say and submit that I have gone through the records of the



Tatu

present matter and after going through the relevant office records available in my office, I am filing the present Affidavit.

1. Pursuant to the directions mentioned in para no. 2 of the Hon'ble Court order dated 15.09.2023, I say and submit that the work of flood line demarcation of rivers Morna and Vidrupa of Akola District are completed and uploaded on the official website of Water Resources Department, Government of Maharashtra on 26/09/2023. Hence, as per orders of this Hon'ble Court, **this Respondent has completed flood line marking in all respects in the priority- I region.**
2. Pursuant to the directions mentioned in para no. 3 & 4 of the Hon'ble Court order dated 15.09.2023, I say and submit that as mentioned in the reply affidavit dated 12/09/2023, the districts Dhule, Nandurbar & Jalgaon does not fall in the category of rivers flowing through High flood prone zone & hence they are not included in priority-I list annexed in affidavit dated 28/07/2015 & 08/02/2023.

However considering occurrence of flash floods, cloud burst and heavy rainfall in recent years from 2019 to 2022 in Dhule, Nandurbar and Jalgaon Districts, this Respondent have already proceeded further for marking the flood lines of these three districts as a part of priority – II works. The Present Status of the work of flood line



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Datu

demarcation of Dhule, Nandurbar and Jalgaon Districts is annexed herewith and marked as **Exhibit "A"**.

3. I say and submit that, **this Respondent has completed all the works of flood line marking in the regions categorized under Priority – I for rivers flowing through city/ urban areas as per direction of this Hon'ble Court vide order dated 27/03/2015.** It is pertinent to note that apart from priority – I, this respondent has also started the work of flood line marking in priority – II regions which are taken up as and where necessary & are being done continuously till it is done for the entire state.
4. I say and submit that, the Water Resources Department is duty bound to demarcate flood lines in priority-II, throughout the Maharashtra State wherever such situation occurs in future and the same shall be done with due diligence.
5. I say and submit that, the stretches of rivers flowing through city/urban areas and prominent flood prone zones have been considered as Priority-I stretch & the stretches of rivers flowing through village/ rural areas and other not-so-prominent flood prone zones have been considered as Priority-II stretch. The details of flood line demarcation completed till 02.02.2024 in Priority- I & II stretches are presented herewith in **Exhibit B.**



Datu

6. I therefore, most respectfully pray to this Hon'ble Court be pleased to dispose off the present Execution Application.

Affiant / Deponent



(Sanjiv Arunkant Tatu)

Chief Engineer & Joint Secretary

Water Resources Department



Verification

I, Sanjiv Arunkant Tatu, Chief Engineer & Joint Secretary, state that the contents of above affidavit are true and correct to the best of my knowledge, belief and information received from the Water Resources Department and in witness whereof, I have signed this affidavit at Mumbai on the date mentioned hereinunder.

Solemnly affirmed on this the 2nd day of February 2024 at Mumbai

Deponent

Tatu

(Sanjiv Arunkant Tatu)
Chief Engineer & Joint Secretary
Water Resources Department

Mumbai

Date:

SOLEMNLY AFFIRMED
BEFORE ME BY DEPONENT

I know the affiant.

SHRI S.A. Tatu

Gaikwad

WHO IS IDENTIFIED

(Sonal Anand Gaikwad)

BY SHRI S.A. Gaikwad.

Executive Engineer & Under Secretary
Water Resources Department

[Signature]
21/02/2024

Joint Secretary 02/02/2024
Government of Maharashtra
Law and Judiciary Department
Mantralaya, Mumbai 400 032



EXHIBIT- A

Status of Flood line Marking

Sr. No.	District	Demarcation of River not included in NGT order dated 27.03.2015	Demarcation length (in K.M.)	Progress
1	2	3	4	5
1	Jalgaon	Bori (Bori Dam to Tapi River Confluence)	3	Completed
2		Girna (Dahigaon Weir to Tapi River Confluence)	2.5	Completed
3		Titur (Pimpri Umbarhole M.I. Tank to Girna River Confluence)	25	Work in Progress (will be completed by end of February 2024)
4	Dhule	Panzara	7.2	Completed
5		Kan	2.3	Completed
6		Bori	7.3	
7		Arunavati	6.7	
8	Nandubar	Tapi	2.8	Work in Progress (will be completed by end of February 2024)
9		Rangavali	3.1	Completed
10		Amravati	1.7	
			61.6	

Exhibit- B

Latest position of flood line marking as on 02.02.2024						
Sr.No	District	Name of Rivers identified in Priority-I	Length of Rivers identified in Priority-I (Km)	Length of Priority-I Rivers in which flood line demarcation is completed (Km)	Work done along length of river in Priority-II stretches (Identified beyond Priority-I) in which flood demarcation is completed (Km)	Remarks
1	Pune	Mutha	23.00	23.00	30.69	
2	Pune	Mula-Mutha	61.00	61.00	9.64	
3	Pune	Mula	5.00	5.00	72.50	
4	Pune	Bhima	5.00	5.00	147.40	
5	Pune	Ram	15.00	15.00	0.00	
6	Pune	Urawade Nalla	15.00	13.26	0.00	Only 13.26 K.M. length of the River flows through the City area. It had been inadvertently mentioned as 15 Km initially
7	Pune	Sudha	5.00	5.00	1.90	
8	Pune	Kasarsai Nalla	11.00	9.40	0.00	Only 9.4 K.M. length of the River flows through the City area. It had been inadvertently mentioned as 11 Km initially
9	Satara	Krishna	10.00	10.00	0.71	
10	Satara	Koyna	10.00	10.00	1.89	
11	Sangli	Krishna	20.00	20.00	2.10	
12	Sangli	Warna	10.00	10.00	6.96	
13	Kolhapur	Warna	5.00	5.00	-5.00	
14	Kolhapur	Kadvi	3.00	3.00	0.41	
15	Kolhapur	Kasari	5.00	5.00	0.66	
16	Kolhapur	Bhogawati	5.00	5.00	4.10	
17	Kolhapur	Panchganga	15.00	15.00	16.30	
18	Kolhapur	Kumbhi	5.00	0.00	0.00	These rivers do not flow through major cities or Urban areas. It was inadvertently included in the List of Priority .
19	Kolhapur	Tulshi	3.00	0.00	0.00	
20	Kolhapur	Dudhganga	5.00	0.00	0.00	
21	Kolhapur	Hiranyakeshi	3.00	3.00	0.60	
22	Kolhapur	Tamraparni	6.00	6.00	0.40	
23	Kolhapur	Ghatprabha	4.00	4.00	0.60	
24	Kolhapur	Vedganga	10.00	10.00	1.62	
25	Kolhapur	Dhamani	3.00	0.00	0.00	This river is not flowing through major cities or Urban areas. It was inadvertently included in the List of Priority .
26	Kolhapur	Krishna	5.00	3.40	0.00	Only 3.40 K.M. length of the River flows through the City area. It had been inadvertently mentioned as 5 Km initially.
27	Kolhapur	Jambhali	2.00	2.00	1.16	
28	Raigad	Mhasal	22.00	22.00	0.00	
29	Raigad	Savitri	14.00	14.00	42.10	
30	Raigad	Kal	Nil	0.00	48.23	
31	Raigad	Gandhari	Nil	0.00	23.60	
32	Raigad	Nageshwari	Nil	0.00	27.00	
33	Raigad	Nirabai	Nil	0.00	20.00	
34	Raigad	Patalganga	Nil	0.00	54.06	
35	Raigad	Gadi	Nil	0.00	28.00	
36	Raigad	Kundalika	12.00	12.00	36.10	

Sr.No	District	Name of Rivers identified in Priority-I	Length of Rivers identified in Priority-I (Km)	Length of Priority-I Rivers in which flood line demarcation is completed (Km)	Work done along length of river in Priority-II stretches (Identified beyond Priority-I) in which flood demarcation is completed (Km)	Remarks
37	Raigad	Ambha	8.00	8.00	62.00	
38	Raigad	Balganga	5.00	5.00	0.00	
39	Thane	Surya	Nil	0.00	0.00	
40	Thane	Wandri	Nil	0.00	0.00	
41	Thane	Bhatsa	Nil	0.00	0.00	
42	Thane	Pej	5.00	5.00	8.80	
43	Thane	Shilar	5.00	5.00	19.90	
44	Thane	Poshir	5.00	5.00	9.00	
45	Thane	Murbade	5.00	5.00	34.00	
46	Thane	Kalu	10.00	10.00	62.50	
47	Thane	Kanakvira	5.00	5.00	8.80	
48	Thane	Shai	5.00	5.00	15.50	
49	Thane	Kanvi	5.00	5.00	19.50	
50	Thane	Ulhas	10.00	10.00	74.00	
51	Ratnagiri	Arjuna	5.00	5.00	63.59	
52	Ratnagiri	Jagbudi	5.00	5.00	57.40	
53	Ratnagiri	Vashisthi	10.00	10.00	97.33	
54	Ratnagiri	Kajli	5.00	5.00	68.71	
55	Ratnagiri	Shastri	5.00	5.00	126.30	
56	Ratnagiri	Sonvi	4.00	4.00	13.50	
57	Sindhudurga	Vaghutan	5.00	5.00	123.50	
58	Sindhudurga	Devgadh	5.00	5.00	67.00	
59	Sindhudurga	Gad	5.00	5.00	79.00	
60	Sindhudurga	Karli	5.00	5.00	84.40	
61	Sindhudurga	Achara	3.00	3.00	50.00	
62	Sindhudurga	Terekhol	5.00	5.00	47.10	
63	Sindhudurga	Tilari	5.00	5.00	15.00	
64	Nanded	Godavari	15.00	15.00	0.00	
65	Nanded	Kayadhu	Nil	Nil	45.00	
66	Nanded	Asana	Nil	Nil	20.00	
67	Nanded	Painganga	Nil	Nil	129.00	
68	Parbhani	Purna	Nil	Nil	Nil	
69	Parbhani	Dudhana	15.00	15.00	0.00	
70	Parbhani	Masoli	4.00	4.00	0.00	
71	Parbhani	Karpara	6.00	6.00	0.00	
72	Aurangabad	Shivana	5.00	5.00	0.00	
73	Aurangabad	Bor	5.00	5.00	0.00	
74	Aurangabad	Kham	10.00	10.00	0.00	
75	Aurangabad	Godavari	20.00	20.00	0.00	
76	Latur	Rena	15.00	15.00	0.00	
77	Latur	Manjara	25.00	25.00	0.00	
78	Osmanabad	Terna	5.00	5.00	0.00	
79	Osmanabad	Manjara	15.00	15.00	0.00	
80	Osmanabad	Bori	10.00	10.00	15.00	
81	Beed	Bindusara	Nil	Nil	Nil	

Sr.No	District	Name of Rivers identified in Priority-I	Length of Rivers identified in Priority-I (Km)	Length of Priority-I Rivers in which flood line demarcation is completed (Km)	Work done along length of river in Priority-II stretches (Identified beyond Priority-I) in which flood demarcation is completed (Km)	Remarks
82	Beed	Sindhphana	Nil	Nil	Nil	
83	Beed	Manjara	Nil	Nil	Nil	
84	Buldhana	Mun	20.00	20.00	0.00	
85	Buldhana	Torna	10.00	10.00	0.00	
86	Buldhana	Painganga	20.00	20.00	16.00	
87	Amrawati	Amba	10.00	10.00	0.00	
88	Amrawati	Vichhan	7.00	7.00	0.00	
89	Amrawati	Sapan	7.00	7.00	0.00	
90	Amrawati	Shanur	5.00	5.00	0.00	
91	Amrawati	Chandrabhaga	5.00	5.00	0.00	
92	Amrawati	Nal	5.00	2.00	0.00	Only 2.00 K.M. length of the River flows through the City area. It had been inadvertently mentioned as 5 Km initially.
93	Amrawati	Devana	5.00	5.00	0.00	
94	Amrawati	Jiwana	5.00	5.00	0.00	
95	Amrawati	Vardha	20.00	19.70	0.00	Only 19.70 K.M. length of the River flows through the City area. It had been inadvertently mentioned as 20 Km initially.
96	Amrawati	Poorna	70.00	70.00	40.00	
97	Yewatmal	Bembala	30.00	17.50	0.00	Only 17.50 K.M. length of the River flows through the City area. It had been inadvertently mentioned as 30 Km initially.
98	Yewatmal	Arunawati	15.00	15.00	0.00	
99	Yewatmal	Adan	10.00	10.00	0.00	
100	Yewatmal	Khuni	7.00	7.00	6.00	
101	Yewatmal	Goki	5.00	5.00	10.00	
102	Yewatmal	Chakravati	5.00	5.00	20.00	
103	Yewatmal	Pus	5.00	5.00	7.00	
104	Yewatmal	Waghad	5.00	5.00	10.00	
105	Yewatmal	Nirguda	5.00	5.00	0.00	
106	Yewatmal	Khadakpurna	10.00	10.00	57.00	
107	Akola	Wan	5.00	5.00	35.00	
108	Yewatmal	Utawali	5.00	5.00	5.00	
109	Yewatmal	Sidhhaganga	5.00	0.00	0.00	The river named Sidhhaganga does not exist. The same was inadvertently included in the list of Priority initially. Hence, the same is deleted from the priority list.
110	Bhandara	Vainganga	5.00	5.00	38.73	
111	Bhandara	Sur	5.00	5.00	0.00	
112	Bhandara	Chulband	10.00	10.00	0.00	
113	Chandrapur	Painganga	10.00	20.00	32.00	
114	Chandrapur	Wardha	30.00	30.00	5.00	
115	Wardha	Bor	10.00	10.00	30.00	
116	Wardha	Panchdhara	7.00	7.00	0.00	

Sr.No	District	Name of Rivers identified in Priority-I	Length of Rivers identified in Priority-I (Km)	Length of Priority-I Rivers in which flood line demarcation is completed (Km)	Work done along length of river in Priority-II stretches (Identified beyond Priority-I) in which flood demarcation is completed (Km)	Remarks
117	Wardha	Dham	10.00	10.00	8.00	
118	Wardha	Pothara	5.00	5.00	5.00	
119	Wardha	Kar	2.00	2.00	13.83	
120	Ahmednagar	Sina	2.00	2.00	12.00	
121	Ahmednagar	Bhingarnalla	2.00	2.00	2.00	
122	Pune	Ghod	10.00	10.00	110.00	
123	Pune	Kukadi	10.00	10.00	6.05	
124	Ahmednagar	Khairi	7.00	7.00	0.00	
125	Ahmednagar	Vincharana	5.00	5.00	0.00	
126	Pune	Ghod (Mina)	10.00	10.00	0.38	
127	Pune	Kukadi (Mandvi)	5.00	5.00	1.52	
128	Pune	Kukadi (Pushpavati)	3.00	3.00	2.60	
129	Satara	Krishna	5.00	5.00	3.80	
130	Solapur	Bhima	25.00	25.00	0.00	
131	Solapur	Man	5.00	5.00	0.00	
132	Solapur	Korda	5.00	5.00	0.00	
133	Nagpur	Kanan	5.00	5.00	0.00	
134	Nagpur	Venna	5.00	5.00	0.00	
135	Nagpur	Nand	5.00	5.00	0.00	
136	Nagpur	Nag	5.00	3.55	0.00	Only 3.55 K.M. length of the River flows through the City area. It had been inadvertently mentioned as 5 Km initially.
137	Nagpur	Jam	10.00	10.00	0.00	
138	Gondia	Vainganga	10.00	18.00	44.76	
139	Gondia	Chulband	7.00	7.00	7.50	
140	Gondia	Gadhavi	10.00	10.00	2.00	
141	Gadhchiroli	Potphodi	5.00	5.00	13.00	
142	Gadhchiroli	Sati	7.00	7.00	0.00	
143	Gadhchiroli	Devri Ghath	8.00	0.00	0.00	There is no such river named "Devri Ghat". Devri Ghat is a village situated on the bank of Vainganga river in Gondia District. Hence this length of 8 km is deleted from Sr.no.143 & the same length is included in Sr.no.138 against Vainganga river making the total length of Vainganga river at Sr.no.138 as 10+8=18 km
144	Gadhchiroli	Pranhita	10.00	10.00	11.10	
145	Gadhchiroli	Painganga	10.00	0.00	0.00	Painganga river does not flow through Gadchiroli district. It flows through Chandrapur District. Hence this length of 10km is deleted from Sr.no.145 & the same length is included in Sr.no.113 against Painganga river making the total length of Painganga river at Sr.no.113 as 10+10=20 km.

Sr.No	District	Name of Rivers identified in Priority-I	Length of Rivers identified in Priority-I (Km)	Length of Priority-I Rivers in which flood line demarcation is completed (Km)	Work done along length of river in Priority-II stretches (Identified beyond Priority-I) in which flood demarcation is completed (Km)	Remarks
146	Nasik	Kadwa River	41.40	41.40	0.00	Added As per Affidavit on 08.02.2023
147	Nasik	Parasha River	23.10	23.10	0.00	
148	Nasik	Kolvan River	20.50	20.50	0.00	
149	Nasik	Unanda	7.50	7.50	0.00	
150	Nasik	Unanda	8.60	8.60	0.00	
151	Hingoli	Kaydhu River	45.00	45.00	0.00	
152	Jalna	Patharawala River	2.16	2.16	0.00	
153	Jalna	Jogaladavi River	2.15	2.15	0.00	
154	Jalna	Shaha River	2.11	2.11	0.00	
155	Jalna	Ramasgav River	2.10	2.10	0.00	
156	Akola	Morna	12.00	12.00	0.00	
157	Akola	Vidrupa	8.00	8.00	0.00	
158	Palghar	Surya	48.00	48.00	0.00	
159	Palghar	Wandri	10.00	10.00	0.00	
160	Palghar	Deharji	34.00	34.00	0.00	
161	Palghar	Gargai	22.00	22.00	0.00	
162	Palghar	Pinjal	35.00	35.00	0.00	
163	Palghar	Tansa	56.00	56.00	0.00	
164	Palghar	Vaitarna	84.40	84.40	0.00	
165	Jalgaon	Bori	0.00	0.00	3	
166	Jalgaon	Girna	0.00	0.00	2.5	
167	Jalgaon	Titur	0.00	0.00	25	Work in progress. Maps will be uploaded by end of February 2024
168	Dhule	Panzara	0.00	0.00	7.2	
169	Dhule	Kan	0.00	0.00	2.3	
170	Dhule	Bori	0.00	0.00	7.3	
171	Dhule	Arunavati	0.00	0.00	6.7	
172	Nandubar	Tapi	0.00	0.00	2.8	Work in progress. Maps will be uploaded by end of February 2024
173	Nandubar	Rangavali	0.00	0.00	3.1	
174	Nandubar	Amravati	0.00	0.00	1.7	
		Total	1652.02	1608.83	2544.83	