

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO.400 OF 2016
IN
WRIT PETITION NO.4542 OF 2012**

M/s. Ramtekdi Industries Association, through
Secretary, Mr.Balaji Mane & Ors. ..Applicants/Petitioners
vs.
State of Maharashtra through Secretary, Urban
Development Dept and Ors. ...Respondents

Mr.Sathe, Senior Advocate a/w Mr. Arif Doctor, Mr. Ajaraj D Bagwe and
Mr. Sajid Ali i/b Mulla & Mulla and Craigie Blunt and Caroe for the
Petitioners and the Applicant in CAW 400/2016.

Mr.A.I. Patel, AGP and Mr. Manish M. Pabale, AGP for the Respondent
No.1.

Mr.Abhijit P. Kulkarni for the Respondent No.2.

**CORAM : A.S. OKA & P. N. DESHMUKH, JJ.
DATE : 15th JANUARY, 2018**

P.C.:

. Mr. Sathe, the learned senior advocate for the Applicant states
that approximately one year back the Respondent No.4 has closed down
the Garbage processing facility. Mr. Kulkarni, the learned counsel for the
Respondent No.2 on instructions states that as the Maharashtra Pollution
Control Board did not grant consent, the garbage processing facility is
closed down.

2. Hence, the application does not survive. We make it clear that
if the Respondent Nos.2 and 4 propose to recommence the operation of
garbage processing facility, they shall not do so without giving 15 days
prior notice to the Applicant.

3. Subject to what is observed above, application is disposed of.

(P.N. DESHMUKH, J)

(A.S. OKA, J.)