

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

PUBLIC INTEREST LITIGATION NO.140 OF 2009

Pradip Chandrakant Indulkar

.... Petitioner

Vs.

The State of Maharashtra & Others

.... Respondents

WITH

**CIVIL APPLICATION NOS.99, 100, 101, 102 WITH
103 OF 2009**

IN

PUBLIC INTEREST LITIGATION NO.140 OF 2009

None present for the Petitioner.

Mr. B.V. Samant, AGP, for Respondent Nos.1,
2 & 5.

Mr. Pritish Oak i/by Mr. A.A. Garge for Respondent
No.4.

Mr. Suresh M. Sabrad for the Applicant in all
Applications.

CORAM: S.C. DHARMADHIKARI &
R.I. CHAGLA, JJ.

DATE : NOVEMBER 18, 2019

P.C:

1. Heard. If the petitioner feels that there are any quarrying activities still going on and which are allegedly illegal, nothing prevents the petitioner from approaching the authorities, including the Collector of Thane District and bringing to his notice the same.

2. We do not think that we should keep this PIL pending for it was instituted in the year 2009, and from 2009 till date the petitioner has done nothing except creating a rift between the District Collector and the Maharashtra Pollution Control Board as also the District Mining Officer, none of whom seem to be agreeing with each other. In such circumstances, when the affidavit of the District Mining Officer says that out of 402 stone quarries, environmental clearance is granted to 194 stone quarries and the remaining 208 proposals are under process, all the more we feel that the petitioner should pinpoint the illegalities and not pursue this PIL, which is of the year 2009, any further. It is disposed of.

3. In view of disposal of the PIL, the Civil Applications preferred therein do not survive and they accordingly stand disposed of.

(R.I. CHAGLA, J.)

(S.C. DHARMADHIKARI, J.)