

IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO.1051 OF 2019

JULIANA FERNANDES

.... Petitioner

Versus

GOA COASTAL ZONE MANAGEMENT
AUTHORITY, THR. ITS MEMBER
SECRETARY, AND OTHERS.

.... Respondents

Mr. Ashwin D. Bhobe, Advocate for the Petitioner.

Mr. D. Pangam, Advocate General along with Ms. Ankita Kamat,
Addl. Government Advocate for the Respondents.

Coram:- M.S. SONAK &
SMT. M. S. JAWALKAR, JJ.

Date:- 7th January, 2020

ORAL ORDER (Per M.S. Sonak, J.)

Heard Mr. Ashwin D. Bhobe, Advocate for the Petitioner and
Mr. D. Pangam, Advocate General along with Ms. Ankita Kamat,
Addl. Government Advocate for the Respondents.

2. Learned Advocate General states that there was a demolition
order issued in respect of the suit structure on 10.09.2019 in the name
of the petitioner's son. The petitioner's son however questioned the

demolition order before the National Green Tribunal (NGT), which has, by its Judgment and Order dated 03.12.2019 set aside the demolition order and remanded the matter to the Goa Coastal Zone Management Authority (GCZMA) for fresh disposal within one month.

3. In view of the aforesaid, according to us, this petition is rendered infructuous. In case, the petitioner wishes to be heard by the GCZMA, it is for the petitioner to apply to the GCZMA and seek appropriate orders. However, we clarify that the GCZMA will have to comply with the directions of the NGT to dispose of the show cause notice within one month. Therefore, at the behest of the present petitioner, those proceedings, cannot be delayed.

4. The copy of the demolition order dated 10.09.2019 and the order of the NGT has already been furnished by the learned Advocate General to the learned counsel for the petitioner.

5. The petition is disposed of. There shall be no order as to costs.

SMT. M. S. JAWALKAR, J.

M. S. SONAK, J.