

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

**PUBLIC INTEREST LITIGATION NO.17 OF 2011
WITH
NOTICE OF MOTION NO.107 OF 2012**

| | |
|----------------------------------|---------------------------------------|
| Nicholas H.Almeida | .. Petitioner |
| V/s | |
| State of Maharashtra & Ors. | .. Respondents |
| And | |
| Shree Hari Chemical Exports Ltd. | .. Applicant (In Notice of Motion) |

Mr.Vishal Kanade with Mr.Kaushik Muthukumar i/by RMG Law Associates for the petitioner.

Mr.J.J.Saluja, AGP for Respondent No.1

Mr.Ravi Kadam, Senior Advocate with Mr.Prashant Chavan and Ms.Shyamali Gadre i/by Little & Co.for Respondent No.2.

Mr.Nitin Deshpande for Respondent No.3.

Dr.Sharma with Ms.Madhubala Kajale for Respondent No.4.

Ms.Sadhana Mahashabde for Respondent No.6.

Mr.A.V.Anturkar with Mr.S.B.Seshmukh for Applicants in NMW 107 of 2012.

**CORAM: MOHIT S.SHAH, C.J. &
N.M.JAMDAR, J.**

DATE: 11th May, 2012

P.C.:

The Maharashtra Pollution Control Board (MPCB) shall ascertain from the Mumbai Waste Management, Taloja as to whether it receives effluent from the industries manufacturing H-Acid for treatment or for disposal by land fill method, the costs of such treatment/disposal, costs of transportation of effluent from the applicant's unit to Taloja.

2. Applicant shall place on record the cost analysis of manufacturing H-Acid prior to the date of closure and the price at which the product was being sold.
3. The MPCB shall place on record the particulars about the industries manufacturing H-Acid in the State of Maharashtra indicating whether they are situate within the MIDC areas or outside, and particulars of sale price of such products.
4. The National Environmental Engineering Research Institute (NEERI) shall state as to whether it would be safe for any industry manufacturing H-Acid to transport its effluent from the factory at Mahad to Taloja which is about 135 kilometers.
5. Stand over to 11.06.2012.

CHIEF JUSTICE

(N.M.JAMDAR, J.)