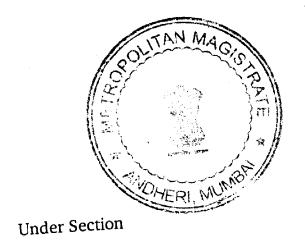
IN THE COURT OF THE METROPOLITAN MAGISTRATE, 65TH COURT, ANDHERI, MUMBAI. C. C. NO. 207/SW/14

Date of offence

Date of complaint

Name, age and residence of the complainant

Name, age and residence of the accused.



In the year 2013-2014.

21/04/2014.

Maharashtra Pollution Control Board, represented by Shri V.V. Shinde. Having Office at:- 3rd and 4th Floor, Kalpataru Point, Sion(East), Mumbai-22.

- 1) M/s. Orbit Ventures Developers
- 2) Mr. Rajan V Dhuru (Partner)
- 3) Mr. Pratap L Kalra (Partner)
- 4) Mr. Pratik Tejendersingh Makkar (Partner)
- 5) Mr. Rajkumar K Sharma (Partner)

All having add. At – 4th Floor, Dheeraj Plaza, Opp Bandra Police Station, Hill Road, Mumbai- 400 050.

Under Section 15 of Environment (Protection) Act 1986 r/w the Assessment Impact Environment Notification 2006 (EIA Notification 2006).

:- That you accused in 2013-2014 at CTS No.building NO. 1/2 on S.No.40 CTS 1 (pt) of village Oshiwara, Andheri(w), Mumbai, carried out construction of more than admeasuring 38675.52m2 at site without obtaining prior Environment Clearance from the Government of Maharashtra as per requirement of and thereby violated provisions of Environment Impact Assessment Notification 2006 and thereby committed an offence punishable Under Section 15 of The Environment (Protection) Act 1986 and within the cognizance of this court.

(C. V. Patil),

Metropolitan Magistrate, 65th Court, Andheri, Mumbai.

Date:- 19/01/2017

PLEA OF THE ACCUSED.

Q. 1 Have you received the papers?

Ans.

Have you understood the charge? Q. 2

Ans.

Do you plead guilty ro the charge? Q. 3

Yes, we do plead guilty. Ans.

Signature of accused No. 2

Signature of accused No. 3

Signature of accused No. 4

Signature of accused No.

(C. V. Patil),

Metropolitan Magistrate, 65th Court, Andheri, Mumbai.

Date:- 19/01/2017



ORDER

Today complainant Maharashtra Pollution Control Board present with Advocate Kirti Purohit. Accused No. 1 to 5 present with their advocate. Accused No Zappear La A NO They had also put their Accused no. 1 to 5 move application for plead guilty. signature on behalf of accused no. 1, being the director of the company. Here the offence alleged Under Section 15 of Environment (Protection) Act 1986 r/w the Environment Impact Assessment Notification 2006 (EIA Notification 2006) Section 15 of that Act provides punishment for a term which may extend five years or with fine, which is extend to 1 lac rupees or more. I had called say of the complainant as well as the Ld. APF. The Ld. APP submitted that, maximum fine may be imposed on the accused. the complainant have no objection to accept the plea of accused, by imposing maximum fine. Here maximum fine amount is upto 1-lac U/sec. 29 of Cr. P. C. amended provisions in the year 2007, this court can imposed maximum fine amount upto 50 Considering nature of offence and say of the thousand, in this case. prosecution I proceed to pass the following order.

ORDER

The accused no. 1 to 5 are Convicted vide Sec. 241 of Cr. P. C. for 1) the offence i.e. Violation of Provisions of Environment Impact Assessment Notification 2006, punishable under section 15 of Environment (Protection) Act 1986 and accused no. 1 to 5 sentence to pay fine of ₹. 25,000/_ceach (Twenty Five thousand each) jointly and severally in default accused no. 1 to 5 suffer S. I. for two months each.

Copy of the order be given free of cost to the accused. 2)

Andhori

Metropolitan Magistrate, 65th Court, Andheri, Mumbai.

Mumbai.

Date: 19/01/2017

// True Cooy //

Appln. Not - 70/17 Mapplicant - Aor for umg " Applied On -18/01/17

Metropolitan Magistrate's 69th Court, Andhers, Mumba.