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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 6911 OF 2022**

Dilip Pandurang Koli & Ors ...Petitioners
Versus
State of Maharashtra & Ors ...Respondents

Mr Zaman Ali , *for the Petitioner.*
Mr KS Thorat, AGP, *for Respondent No.1-State.*
Mr GS Hegde , *with Pinky Bhansali for the CIDCO.*
Ms Jaya Bagwe, *for Respondent No.9- MCGM.*
Mr AS Khandeparkar, *with Niranjana Shimpi for Respondent No.10*
- Union of India.

**CORAM G.S. Patel &
Gauri Godse, JJ.**
DATED: 5th August 2022

PC:-

1. After our observations in our last order, it seems that CIDCO has now instructed Mr Hegde to state that before commencing the Uran Bypass road project, CIDCO had in fact carried out an Environmental Impact Assessment (“EIA”). According to CIDCO, the EIA shows that there is no impact on the Petitioners’ traditional fishing activity or the landing ground area used by them. There are several maps and plans that are proposed to be used. These have not been disclosed on affidavit yet nor given to Mr Ali for the Petitioner

nor even it turns out to Mr Thorat for the State Government. Mr Thorat is understandably put out because this EIA was never shared with the State Fisheries Department.

2. We propose to concentrate on the Writ Petition and not inter departmental issues or inter agency disputes. We require CIDCO to set out on affidavit the fact of the EIA having been done and the relevant maps and drawings on which it proposes to refer. The entire EIA report need not be annexed to the affidavit. The relevant portions may be extracted in the body of the affidavit or in its annexures. However, so that Mr Thorat has no further room for complaint, a copy of the EIA report is to be given to Mr Thorat and since Mr Ali is for the Petitioners, is to be given to him also. Mr Hegde says that to save time copies have been given to Mr Thorat and Mr Ali in court today. We need that affidavit filed by Friday 19th August 2022. We list the matter on 25th August 2022.

3. At this stage we do not permit a rejoinder. Undoubtedly Mr Ali will need to take instructions. If a rejoinder is required we will consider that application on the next date.

(Gauri Godse, J)

(G. S. Patel, J)