

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
BENCH AT AURANGABAD.

1046 SUO MOTO (PIL) NO.8 OF 2020

THE REGISTRAR (JUDICIAL),
HIGH COURT OF BOMBAY BENCH AT AURANGABAD
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

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Mr. S. S. Bora, (Amicus Curiae), Advocate for Petitioner.

Mr. S. G. Sangle, AGP for Respondent Nos.1, 4 to 7.

Mr. A. G. Talhar, Advocate for Respondent No.2.

Mr. A. P. Bhandari, Advocate for Respondent No.8.

Mr. A. D. Mane, h/f Mr. A. S. Sawant, Advocate for Respondent No.32.

Mr. K. N. Lokhande, Advocate for Respondent No.33.

Mr. D. M. Shinde, Advocate for Respondent No.35.

Mr. R. K. Ingole, Advocate for Respondent No.37.

Ms. Akshara S. Madake, h/f Mr. S. S. Thombre, Advocate for Rspdt. No.42.

Mr. P. V. Ambade, Advocate for Respondent Nos.43 & 44.

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CORAM : **RAVINDRA V. GHUGE &
SANJAY A. DESHMUKH, JJ.**

DATE : 20th December, 2022.

P.C.:

1. Pursuant to our order dated 8th December, 2022, the Head of the Department, Solid Waste Management, Municipal Corporation Parishad, Ahmednagar, has filed an affidavit-in-reply alongwith photographs indicating the steps taken by the Corporation for ensuring that the Nylon Manja is not sold from any outlet or shop for the purpose of kite flying. The photographs of the officers in plain clothes visiting the shops for initiating action, are placed before us. We are

impressed by the efforts taken by the Ahmednagar Corporation with regard to the child and students awareness programs implemented even in schools. Posters are being put up in various schools and educational institutions to make the public at large aware as regards the hazards of the Nylon Manja being used for kite flying.

2. The learned advocate representing the Aurangabad Municipal Corporation submits that steps are being vigorously taken by the Aurangabad Municipal Corporation. It is quite some time that the Aurangabad Municipal Corporation has already commenced the awareness programs in schools and colleges in Aurangabad and, which are being pursued even today. Due to paucity of time, he could not place an additional affidavit-in-reply on record, which he intends to do so prior to the next date of hearing in this matter.

3. Mr. Bhandari, the learned advocate makes a valid suggestion that all the police authorities from various districts, be it the Commissioner of Police or the District Superintendent of Police, to set up special dedicated cells with particular phone numbers, which would be known to the public at large for enabling the complainants to directly lodge complaints on such telephone numbers or visit such cells and lodge their complaints in order to make the crusade against use of *Nylon Manja* more effective.

4. In the light of such suggestion, we direct the Commissioner of Police / District Superintendent of Police to initiate such steps to have dedicated cells with dedicated telephone lines for enabling the complainants to lodge / register their complaints. We deem it appropriate to observe that the Director General of Police, State of Maharashtra, would take the initiative and ensure that such steps are initiated all over the State of Maharashtra.

5. The learned Registrar (Judicial) of this Court would place a copy of this order before the Director General of Police, State of Maharashtra.

6. Since the Court would be breaking for vacation very soon, we would appreciate all the Municipal Corporations and the local administrations of all the districts to maintain tempo of ensuring that the *Nylon Manja* is neither transported, sold nor used.

7. List this PIL on 3rd January, 2023 at 04:30 pm.

8. Those authorities, who are desirous of filing their affidavits-in-reply, may do so by lodging the same even before the vacation in this Court.

9. The added respondent Aurangabad Jilha Vyapari Mahasangh has appeared through it's counsel and we are informed that the said association has appealed to all the shop owners as well as the transporters to ensure that the *Nylon Manja* is neither transported, delivered nor sold by any of the members of the association.

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[SANJAY A. DESHMUKH, J.]

[RAVINDRA V. GHUGE, J.]