

**BEFORE THE NATIONAL GREEN TRIBUNAL
EASTERN ZONE BENCH, KOLKATA**

M.A No. 152/2015/EZ

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In

O.A. No. 19/2014/EZ

Rohit Choudhury

Vs.

Union of India & Ors

CORAM: **Hon'ble Mr. Justice Pratap Kumar Ray, Judicial Member**
Hon'ble Prof. (Dr.) P. C. Mishra, Expert Member

PRESENT: **Applicant : None.**

Respondent No. 2 & 7 : Mr. Gautam Chaudhury, Advocate.
Mr. Asit Kumar Hazra, Advocate

Date & Remarks	Orders of the Tribunal
On mentioning 1st July, 2015.	<p>On mentioning the matter by Id. Counsel appearing on behalf of Chief Secretary and Additional Chief Secretary (Revenue Department), Govt. Of Assam, the matter is taken up on day's list as unlisted matter.</p> <p>Ld. Counsel submits that in terms of tribunal's earlier order the alternative site for dumping the municipal wastes has been located and it has been handed over to the Guwahati Municipality. It is his further contention that due to mis-communication the Chief Secretary could not file appropriate affidavit in right time. Such an affidavit has already been filed identifying the alternative site. He submits that the instant M.As have been filed for preponing the date as already fixed.</p> <p>He further submits that court in view of non-filing of affidavit by the Chief Secretary, Govt. Of Assam and non-compliance of the direction as passed on several occasions, imposed cost upon the Chief Secretary and Additional Chief Secretary, Revenue department, Govt. Of Assam.</p> <p>He further contended that since Govt. of Assam has already identified the alternative site and the same was handed over to the concerned municipality for construction of the dumping site this could be considered as the reason to recall the earlier order of the Tribunal in which cost was imposed.</p>

Matter will be considered on 22.07.2015 which is the date fixed
of the Original application.

Justice Pratap Kumar Ray, JM

Prof. (Dr.) P. C. Mishra, EM

