

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

Original Application No.28/2014/PB/4/EZ

**Chandra Kant Kumar
Vs
State of Bihar & Ors.**

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

PRESENT: Applicant : None.
Respondent Nos. 1 to 3 : Sri Surendra Kumar, Advocate.
Respondent No. 4 : None.
Respondent Nos. 5 : Mr. Kumar Ravish, Advocate(for SEIAA)

Date & Remarks	Orders of the Tribunal
Item No. 3 23 rd February, 2015	<p style="text-align: center;">Heard Id. Advocates appearing for the respondents present today. None appears for the applicant.</p> <p style="text-align: center;">The Ld. counsel appearing for SEIAA has filed a letter dated 12.02.2015 today issued by the Govt. of Bihar to SEIAA. Let such letter as produced by SEIAA be kept on record. It is mentioned in the said letter that SEIAA will hold camps in different districts to dispose of the environmental clearance of the brick kilns.</p> <p style="text-align: center;">Status report in the form of affidavit filed today by Id. counsel appearing on behalf of Chief Secretary, Govt. of Bihar in terms of our earlier direction be kept on record. We have gone through the status report. We are not happy with such affidavit as in this affidavit nothing has been disclosed in conformity to our earlier order relating to providing staff to the SEIAA, accommodation, functioning and releasing of necessary funds etc. Ld. counsel appearing for Chief Secretary, Govt. of Bihar submits that at present they are implementing the order of this Tribunal appointing two persons on deputation basis in SEIAA. He prays for further time to file fresh affidavit on behalf of Chief Secretary, Govt. of Bihar in terms of earlier direction. Time is granted for a month to file fresh affidavit on behalf of Chief Secretary, Govt. of Bihar by taking necessary action as follows:-</p> <p style="text-align: center;">(a) Nine Govt. staff to be posted in appropriate cadre in SEIAA</p>

on deputation basis for proper functioning of SEIAA till regular appointments are made by the Government through recruitments.

(b) Rented accommodation of reasonable size as per the requisition made by SEIAA to be provided in terms of our earlier order.

(c) Two vehicles to be provided to the SEIAA, one car to be provided to Chairman along with driver and one SUV with a driver to the SEIAA office for their proper functioning to discharge their duties with regard to inspection and inquiry of project units and for their visit to the villages and other areas in different districts of the State to hold camps to dispose of environmental clearance on Brick Kilns Units.

Let an affidavit be filed by the Chief Secretary, Govt. of Bihar within a month from this date, complying with above directions.

From the affidavit as filed it appears that 9 posts have been sanctioned and Chairman, SEIAA has been requested to advertise the posts. As already discussed in our earlier order that as the Chairman has no manpower, he cannot make necessary arrangement with regard to recruitment of the staff. Hence the Chief Secretary, Govt. of Bihar is directed to take necessary steps to fill up the nine sanctioned vacant posts of SEIAA.

Matter is posted to 23.03.2015.

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Justice Pratap Kumar Ray, JM

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