

**BEFORE THE NATIONAL GREEN TRIBUNAL,  
PRINCIPAL BENCH, NEW DELHI**

**M.A. No. 1066 of 2013 & M.A. No. 80 of 2014  
In  
Original Application No. 79(T<sub>HC</sub>) of 2013  
And  
M.A No. 498 of 2013 & M.A. No. 53 of 2014  
In  
Original Application No. 80(T<sub>HC</sub>) of 2013**

**IN THE MATTER OF:**

**Bengal Brick Field Owners Association &Anr.  
Vs.  
West Bengal Pollution Control Board &Ors.  
And  
Nadia District Brick Manufacturers Association &Anr.  
Vs.  
West Bengal Pollution Control Board &Ors.**

**CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON  
HON'BLE MR. JUSTICE U.D. SALVI, JUDICIAL MEMBER  
HON'BLE MR. DR. D.K. AGRAWAL, EXPERT MEMBER  
HON'BLE MR. B.S. SAJWAN, EXPERT MEMBER  
HON'BLE DR. R.C. TRIVEDI, EXPERT MEMBER**

**Present: Applicant (in original application no. 79(T<sub>HC</sub>) of 2013): Mr. Huzefa Ahmadi, Sr. Advocate, Mr. Ninad Laud and Mr. Jayant Mohan and Mr. Rohan Sharma, Advocates  
Applicant (in original application no. 80(T<sub>HC</sub>) of 2013): Mr. Shubhayu Roy and Mr. Soumya Dutta, Advocates  
Respondent No. 1 to 4: Mr. Nayan Behani and Mr. Amit Agrawal, Advocates  
Respondent No. 6: Ms. P. B. Singh and Ms. S. Khan, Advocates  
Respondent No. 7: Mr. Bikas Kar Gupta, Advocate**

<b>Date and Remarks</b>	<b>Orders of the Tribunal</b>
<b>Item Nos. 6&amp;7 March 4, 2014</b>	<p style="text-align: center;">We direct to the Learned counsel appearing for West Bengal Pollution Control Board that they should file a clear Affidavit taking a definite stand on the following issues :-</p> <ol style="list-style-type: none"><li>1. The distance and the period during which the brick kilns can be permitted to operate and the area in which they shall be totally prohibited;</li><li>2. What is the policy with regard to granting of consents to the new brick kilns to operate;</li><li>3. It shall also state as to anti-pollution devices as suggested by the Applicant and their monitoring by the Board.</li></ol> <p style="text-align: center;">The Affidavit should be filed within three weeks from today and in the event of default the Chairman of the Board shall remain present in person before the Tribunal on the next date of hearing.</p>

The stand should be clear and the Affidavit will be sworn by the Member Secretary of the Board. In event of default now, we will be compelled to take proceedings for disobedience of the Orders of the Tribunal, consequently contempt proceedings, against Board itself.

List this case on 16<sup>th</sup> April, 2014 as prayed.

.....,CP  
(Swatanter Kumar)

.....,JM  
(U.D. Salvi)

.....,EM  
(Dr. D.K. Agrawal)

.....,EM  
(B.S. Sajwan)

.....,EM  
(Dr. R.C. Trivedi)

