

Item No. 07

Court No.1

**BEFORE THE NATIONAL GREEN TRIBUNAL
EASTERN ZONE BENCH, KOLKATA
(Through Video Conferencing)**

Original Application No.42/2022/EZ

Prabir Kumar Bose

Applicant(s)

Versus

State of West Bengal & Ors.

Respondent(s)

Date of hearing: 17.08.2022

**CORAM: HON'BLE MR. JUSTICE B. AMIT STHALEKAR, JUDICIAL MEMBER
HON'BLE MR. SAIBAL DASGUPTA, EXPERT MEMBER**

For Applicant(s) :Mr. Dipankar Saha, Advocate

For Respondent(s) :Mr. Sibojyoti Chakraborty, Adv. for R-1,4,5,10 to15,(in Virtual Mode)
Mr. Soumitra Mukherjee, Advocate for R-2, (in Virtual Mode)
Mr. Ashok Prasad, Advocate for R-3,
Mr. Dipanjan Ghosh, Advocate for R-7,
Mr. PrithwishBasu, Advocate for R-8, (in Virtual Mode)
Ms. Paushali Banerjee, Advocate for R-16,

ORDER

1. Mr. Dipankar Saha, learned Counsel is present for the Applicant.
2. Mr. PrithwishBasu, learned Counsel appearing (in Virtual Mode) for the Respondent No.8, West Bengal Pollution Control Board, prays for and is granted one week time for filing counter-affidavit brining on record the Inspection Report of the Committee.
3. We find that in our order of 25.04.2022, we had directed the District Magistrate, Bankura District, to take immediate restraint action against the operations of the Respondent No.16, if illegal mining is found by the Committee. However, even as of today, no affidavit of compliance has been filed by the District Magistrate concerned.
4. We, therefore, direct the District Magistrate, Bankura District, to file his personal affidavit within one week.

5. Let such affidavits be filed within one week and the e-copy/soft copy of the same shall be served upon the learned Counsel for the Applicant as well as the learned Counsel for the other Respondents before filing it in the Tribunal.
6. **List on 29.08.2022.**

.....
B. Amit Sthalekar, JM

.....
Saibal Dasgupta, EM

August 17, 2022,
Original Application No. 42/2022/EZ
AK