

Calcutta High Court (Appellete Side)

Human & Environment Alliance ... vs Mr. Debal Ray & Ors on 13 October, 2023

33.

13-10-2023

(Ct. no.06)

debajyoti

CPAN 508 of 2022

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IA NO:CAN/2/2023

Human & Environment Alliance League & Anr.

Vs.

Mr. Debal Ray & Ors.

with

CRR/1825/2023

Mr. Sidhhartta Mitra,
Mr. Ayan Bhattacharyya,
Mr. Abhishek Sikdar,
Ms. Sonali Dey

... For the Petitioners.

Mr. Sirsanya Bandopadhyay,
Mr. Arka Kumar Nag

... For the State.

Mr. Siddhartha Lahiri

... For Respondent No.11.

Re : CPAN 508 of 2022 Read order dated October 10, 2023.

We have heard Mr. Mitra, learned Senior Advocate, appearing for the petitioners, and Mr. Bandopadhyay and Mr. Nag, learned advocates, appearing for the State.

By our judgment and order dated February 20, 2023, we had constituted a committee, which we called the "Humane Committee", at the district level for five districts, i.e., Paschim Medinipur, Bankura, Purulia, Jhargram and Murshidabad. In view of the fact that most of the perpetrators apprehended by the Forest Department are from the districts of Birbhum and Purba Burdwan, there will be a similar Committee also for the districts of Birbhum and Purba Burdwan. The constitution of the Committee for each of those two districts will be the same as is indicated in paragraph 11 of our judgment and order dated February 20, 2023, mutatis mutandis.

The "Humane Committees" for all the five districts, namely, Paschim Medinipur, Bankura, Purulia, Jhargram and Murshidabad, as also the two other districts being Birbhum and Purba Burdwan, shall hold mass awareness programmes to sensitize the local people against indiscriminate and unnecessary killing of animals. Such programmes should continue throughout the year. Personal interactions should be held with the local people. In other words, all kinds of measures should be

taken by the Committee for each district to try and ensure that there is no indiscriminate killing of wild animals. The directions in the judgment and order dated February 20, 2023 shall remain operative.

The report of the "Humane Committee" for the district of Bankura, placed before us in Court today, be kept with the records. Learned advocates for the parties shall be at liberty to obtain copies of this report from the department on payment of usual costs.

Re : CRR 1825 of 2023 Issue notice to the respondents.

List this matter once again along with the contempt application on February 02, 2024, marked 12-30 p.m. On May 10, 2023, we had passed the following directions:-

" FIRs and counter FIRs have been filed. No action be taken on the basis of the four FIRs, particulars whereof are furnished hereinbelow, until further orders:-

(i) Lalgarh P.S. Case No.36 of 2023 dated 13.04.2023.

(ii) Lalgarh P.S. Case No.37 of 2023 dated 13.04.2023.

(iii) Gurguripal P.S. Case No.50 of 2023 dated 05.04.2023.

(iv) Gurguripal P.S. Case No.51 of 2023 dated 05.04.2023. "

The aforesaid directions shall remain operative until further orders.

Copies of this order along with copies of the judgment and order dated February 20, 2023, shall be immediately forwarded by the office of the learned Registrar General to the District Judges of Paschim Medinipur, Bankura, Purulia, Jhargram, Murshidabad, Birbhum and Purba Burdwan.

All parties shall act on the server copies of this order duly downloaded from the official website of this Court.

Urgent photostat certified copies of this order, if applied for, be supplied to the parties on compliance of all necessary formalities.

(Arijit Banerjee, J.) (Apurba Sinha Ray, J.)