

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

Original Application No. 63/2020/EZ

Haripada Manna & Anr.

Applicant(s)

Versus

District Collector Balasore & Ors.

Respondent(s)

Date of hearing: 18.06.2021

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

For Applicant(s) : Mr. Sankar Prasad Pani, Advocate

For Respondent(s) : Mr. T.K. Praharaj, ASC for –
Respondent Nos. 1,2,3,6,7&8,
Mr. Dipanjan Ghosh, Advocate for
Respondent No.4,
Mr. Gora Chand Roy Choudhury, Adv.
For Respondent No.5,
Mr. Soumitra Mukherjee, Advocate
For Respondent No.9,
Mr. Surendra Kumar, Advocate for
Respondent No.10,

ORDER

1. Mr. Sankar Prasad Pani, learned Counsel is present for the Applicant.
2. Mr. Dipanjan Ghosh, learned Counsel is present for Respondent No.4, Odisha State Pollution Control Board, Mr. Gora Chand Roy Choudhury, learned Counsel is present for Respondent No.5, State Environment Impact Assessment Authority (SEIAA), Odisha, Mr. Soumitra Mukherjee, learned Counsel is present for Respondent No.9, Ministry of Environment, Forest and Climate Change, and Mr. Surendra

Kumar, learned Counsel is present for Respondent No.10, Central Pollution Control Board.

3. Mr. T. K. Praharaj, learned Counsel, states that he is the Standing Counsel for the State of Odisha, we direct him to take notice on behalf of Respondent Nos. 1, 2, 3, 6, 7 & 8, the State Respondents.
4. In pursuance of the Tribunal's earlier order dated 18.12.2020, the Committee which was constituted has submitted its report on 14.12.2020 based on the site inspection regarding the sand mining leases of Jaleswar, District- Balasore, Odisha.
5. Mr. Sankar Prasad Pani, learned Counsel for the Applicant submits that in paragraph 17 of the Original Application, he has specifically mentioned that mining lease has been granted under the auction notice dated 01.06.2020 for a period of five years for mining of sand in Dhitapur Mouza, Khata No. 97, Plot No. 214 over an area of 12.5 acres and this area in Dhitapura is not covered by the District Survey Report as uploaded in the District's website, and prays that he may be permitted to file his rejoinder/reply to the Committee's report.
6. Let the rejoinder/reply be filed within two weeks after serving e-copy/soft copy of the same on all learned Counsel for the parties at least two days before the date fixed.
7. **List on 05.07.2021.**

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B. Amit Sthalekar, JM

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Saibal Dasgupta, EM