

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

Original Application No. 71/2017/EZ
(M.A. No. 31/2018/EZ)

Shri Krishna Parua & Anr.

Applicant(s)

Versus

West Bengal Pollution Control Board & Ors.

Respondent(s)

Date of hearing: 08.09.2021

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

For Applicant(s) : Mr. Somnath Roy Chowdhury, Advocate

For Respondent(s): Mr. Sibojyoti Chakraborty, Advocate for R-1 & 2,
Mr. Gopal Chandra Das, Advocate for R-3,
Mr. Surendra Kumar, Advocate for R-5,

ORDER

1. Mr. Somnath Roy Chowdhury, learned Counsel is present for the Applicant.
2. Mr. Sibojyoti Chakraborty, learned Counsel is present for Respondent Nos. 1 & 2, West Bengal Pollution Control Board, Mr. Gopal Chandra Das, learned Counsel is present for Respondent No.3, Tramlalipita Municipality, and Mr. Surendra Kumar, learned Counsel is present for Respondent No.5, Central Pollution Control Board.
3. No one is present for Respondent No.4.
4. Mr. Sibojyoti Chakraborty, learned Counsel has filed an affidavit dated 07.09.2021 with draft circular regarding guidelines for ceremonial houses/lawns, banquet halls, club houses, water pollution control measures. The same is taken on record. Mr. Chakraborty states that the rules will be finalized within seven days.
5. We, therefore, dispose of this Original Application with a direction to the Respondent No.1, West Bengal Pollution Control Board, to file an affidavit of compliance within two weeks regarding framing of the final rules for

ceremonial houses/lawns, banquet halls, club houses, water pollution control measures within one week.

6. There shall be no order as to costs.

M.A. No. 31/2018/EZ:-

1. This Miscellaneous Application has been filed by the Respondent No.1, West Bengal Pollution Control Board, with a prayer that the penalty of Rs. 3,00,000/- (Rupees Three lakhs only) imposed upon them by the Tribunal vide its order dated 24.04.2018 be waived.
2. We have gone through the contents of the Miscellaneous Application and the supporting affidavit, and in view of the facts stated therein, we recall our order dated 24.04.2018 in so far as it imposes cost of Rs. 3,00,000/- (Rupees Three lakhs only) on the Respondent No.1.
3. The Miscellaneous Application No. 31/2018/EZ is disposed of accordingly.

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B. Amit Sthalekar, JM

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Saibal Dasgupta, EM

September 08, 2021
Original Application No. 71/2017/EZ
(M.A. No. 31/2018/EZ)
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