

Item No.01

Court No.1

**BEFORE THE NATIONAL GREEN TRIBUNAL  
EASTERN ZONE BENCH, KOLKATA  
(THROUGH PHYSICAL HEARING WITH HYBRID MODE)**

Original Application No.210/2024/EZ

Nandini Chakravarty

Applicant(s)

Versus

State of West Bengal

Respondent(s)

Date of hearing: 12.11.2024

**CORAM: HON'BLE MR. JUSTICE B. AMIT STHALEKAR, JUDICIAL MEMBER  
HON'BLE DR. ARUN KUMAR VERMA, EXPERT MEMBER**

For Applicant(s) : Mr. Supriyo Dutta, in person

**ORDER**

1. Heard Mr. Supriyo Dutta, representing the Applicant is present in person.
2. This Original Application has been registered on the basis of a letter petition submitted in the office of the Tribunal through email dated 18.07.2024 alleging that industrial factories and workshops around the village of the Applicant at Purbannapara located at Makardah Mouza under Domjur Block, District, Howrah has been causing severe environmental problems to the lives of the local people due to obnoxious gaseous effluents.
3. It is also alleged that the Saraswati Canal has been blocked due to it being used for dumping of waste water and other industrial waste material<sup>3</sup> by several industries present in the area that continue unregulated dumping of the industrial wastes also resulting in deterioration of the environment in the locale.
4. Matter requires consideration.
5. We direct the following be impleaded in the array of Respondents: -
  - i) District Magistrate, Howrah,

- ii) West Bengal Pollution Control Board through its Member Secretary
  - iii) Additional Chief Secretary, Department of Environment, Government of West Bengal, and
  - iv) Central Pollution Control Board through its Member Secretary
6. Issue notice to the Respondents, returnable within four weeks.
  7. Mr. Rajib Ray, learned Counsel who is present (in Virtual Mode), accepts notice on behalf of the Respondent No.1 and 3, State Respondents, Government of West Bengal.
  8. Mr. Sibojyoti Chakraborty, learned Counsel who is present (in Virtual Mode), accepts notice on behalf of the Respondent No.2, West Bengal Pollution Control Board.
  9. Mr. Ashok Prasad, learned Counsel who is present (in Virtual Mode), accepts notice on behalf of the Respondent No.4, Central Pollution Control Board
  10. All the Respondents shall file their counter-affidavits within four weeks.
  11. Considering the allegations made, we deem it appropriate to constitute a Committee comprising of the following Members to carry out a fact finding enquiry:-
    - (i) District Magistrate, Howrah, or his representative not below the rank of Additional District Magistrate,
    - (ii) Senior Scientist, West Bengal State Pollution Control Board,
    - (iii) Senior Scientist, Central Pollution Control Board,
  12. The Committee shall inspect the site in question and submit its Report within four weeks on affidavit with regard to the allegations made.

13. In case, violations are found, the Committee shall also identify the violators so that they may be impleaded in the array of Respondents in the present Original Application and given an opportunity of hearing. The District Magistrate, Howrah shall be the Nodal Agency for all logistic purposes and for filing the Report of the Committee on affidavit.
14. The Applicant shall serve e-copy/soft copy of the Original Application along with all its annexures upon Mr. Rajib Ray, Mr. Sibojyoti Chakraborty and Mr. Ashok Prasad, Counsel for the Respondents within 48 hours.
15. **List on 03.01.2025.**

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**B. Amit Sthalekar, JM**

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**Dr. Arun Kumar Verma, EM**

November 12 2024,  
Original Application No.210/2024/EZ  
SKB