

**BEFORE THE NATIONAL GREEN TRIBUNAL  
EASTERN ZONE BENCH, KOLKATA**

O.A. No. 162/2016/EZ

ANANTA KUMAR DAS & ORS

VS

STATE OF ODISHA & ORS

CORAM: Hon'ble Mr. Justice S.P.Wangdi, Judicial Member

**PRESENT:**

<b>Applicants</b>	: Mr. Sankar Prasad Pani, Advocate
<b>Respondents No. 1-3 &amp; 8</b>	: Mr. Janmejaya Katikia, Addl. Govt. Advocate
<b>Respondent No. 4</b>	:Mr. Gora Chand Roy Chowdhury, Advocate Mrs. S.Ray, Advocate
<b>Respondent No. 5</b>	:Mr. Sibojyoti Chakraborti, Advocate
<b>Respondent No. 6</b>	:Mr. Dipanjan Ghosh, Advocate
<b>Respondent No. 7</b>	: None

Date & Remarks	Orders of the Tribunal
<b>Item No. 3</b> 7 <sup>th</sup> February, 2017.	<p>Although vide order dated 3.1.2017, respondent No. 4, the State Environment Assessment Authority (SEIAA) was directed to file a report as to whether form No. 1 was submitted by the Tahashildar, Jajpur, respondent No.3, including the entire documents, Mr. Gora Chand Roy Chowdhurury, Ld. Advocate appearing for SEIAA prays for further time to do so.</p> <p>The prayer is allowed. Let the documents be filed without fail within two weeks from hence with advance copies on the other side.</p> <p>Affidavit filed on behalf of the respondents No. 1,2</p>

and 3 by Mr. J. Katikia, Ld. Addl. Govt. Advocate is ordered to be taken on record subject to rectification of the defects in the Registry.

Similarly, affidavit filed on behalf of the respondent No. 5, the project proponent, in compliance of order dt. 3.1.2017 by Mr. Sibojyoti Chakraborti, Ld. Advocate is also ordered to be taken on record.

Vide order dated 3.1.2017 we had directed the respondent No. 8, the Superintendent of Police, Jajpur and the respondent No. 3, the Tehsildar, Vyasnagar, Jajpur to ensure that no mechanical mining took place and if the private respondent No. 5 was found to be carrying on with mechanical mining, immediate steps should be taken to seize the vehicles and machines.

Mr. S.P.Pani, Ld. Advocate for the applicant, by placing a photograph of the area, submits that the order has not been complied with.

At the bottom of the photograph placed by Mr. Pani there is a printed endorsement indicating that the photograph was taken on 6.2.2017 i.e. yesterday. Subject to what will appear later on, we are deeply concerned with the situation if the submission of Mr. Pani is correct. Mr. Pani shall file an affidavit in support of his submission along with the photographs in order to provide the respondents an opportunity to respond.

In the meanwhile, the order dated 3.1.2017 shall be strictly complied with, if not complied with thus far by

the respondent No. 3, 5 and 8 i.e. the Tahashildar, Vyasnagar, Jajpur, the project proponent and the Superintendent of Police, Jajpur, respectively.

**List on 21.3.2017.**

.....  
Justice S.P.Wangdi, JM

7-2-2017



