



Government of West Bengal
Irrigation & Waterways Department
Jalasampad Bhawan (3rd Floor)
Saltlake City, Kolkata 700091

No. 82(8)-IRC- 5C-02/2014(Pt)

Date: 05/05/2016


From:
Sri D SenGupta
Joint Secretary to the
Government of West Bengal

To
The Chief Engineer (South)/ Chief Engineer (West)/ Chief Engineer (South West)/
Chief Engineer (North)/ Chief Engineer (Teesta Barrage Project)/ Chief Engineer (D&R)/
Chief Engineer (North East)/ D.P. & Ex-Officio Chief Engineer

Sub: O.A. No. 59 of 2015/EZ
Ref: Biplab Kumar Chowdhury – vs – West Bengal Pollution Control Boar & ors.

The undersigned is directed to enclose a copy of letter no. 1010/ En/ 3C-60/ 2015 dt. 04/05/2016 of the Principal Secretary, Department of Environment, Government of West Bengal, along with order dt. 19.04.2016 of NGT, Eastern Bench, for favour of his information & necessary action.

Encl- as stated


D SenGupta
Joint Secretary to the
Government of West Bengal


No. 82/1(38) -IRC-5C-02/2014 (Pt)

Date: 05/05/2016

Copy with copy of enclosures forwarded for information & necessary action to the –

Superintending Engineer

Executive Engineer/ Revenue Officer
_____ Division


D SenGupta
Joint Secretary to the
Government of West Bengal

Government of West Bengal

Department of Environment

415/A, Block-'FD', 4th Floor, Poura Bhawan, Sector-III, Saltlake, Kolkata-106.

No. 10/0 /EN/3C- 60 /2015

Dated, Kolkata 4th May, 2016.

From :: Principal Secretary to the
Govt. of West Bengal.

To :: 1. Principal Secretary,
Commerce & Industries Department.

✓ 2. Principal Secretary,
Irrigation & Waterways Department.

Sub: O.A. No. 59 of 2015 / EZ

**Ref: Biplab Kumar Chowdhury -Vs- West Bengal Pollution Control Board
&Ors.**

Sir,

In pursuance of the order of NGT, Eastern Bench, on 19.04.2016 (photocopy enclosed), in the matter referred to above, the Hon'ble Tribunal has directed to stop all illegal mining operation and removal of sand from river bank throughout West Bengal without environmental clearance from MoEF /SEIAA.

On behalf of Chief Secretary, I would request you to take necessary steps and measures by directing all District administration and Police administration to implement the order of the Tribunal strictly. You are also requested to send your compliance report to this Department for preparing the action taken report of Chief Secretary.

Yours faithfully,

Enc:as stated


Principal Secretary.

JS(w)
Pl circulate to all concerned
dm
5/5

BEFORE THE NATIONAL GREEN TRIBUNAL
EASTERN ZONE BENCH, KOLKATA

O.A. No. 59/2015/EZ

BIPLAB KUMAR CHOWDHURY

VS

WEST BENGAL POLLUTION CONTROL BOARD & ORS

CORAM: Hon'ble Mr. Justice S.P.Wangdi, Judicial Member
Hon'ble Prof. (Dr.) P. C. Mishra, Expert Member

PRESENT: Applicant : None
Respondent Nos. 1 & 2 : Mr. Sibojyoti Chakraborti, Advocate
Respondent 3 to 6 : Mr. Bikas Kargupta, Advocate

Date & Remarks	Orders of the Tribunal
Item No. 15 19 th April, 2016.	<p>Mr. Bikas Kargupta, Id. Govt. counsel submits that affidavits on behalf of the Principal Secretary, Deptt. of Commerce, Govt. of West Bengal and the Chief Secretary in terms of our order dt. 3.3.2016 have been filed. It is submitted that the Govt. of West Bengal has framed draft rules to amend the West Bengal Minor Minerals Rules to bring it in accord with the judgement of the Hon'ble Supreme Court in the case of Deepak Kumar –vs- State of Haryana & Ors.</p> <p>The affidavits be taken on record.</p> <p>Let reply to the affidavits, if any, filed by the Govt. counsel be filed before the next date by the other parties.</p> <p>Mrs. Debanjana Ray Chaudhuri, Id. adv. appearing on behalf of Mr. Sukanta Chakraborty,adv. for the applicant, prays for an adjournment on the personal ground of Mr. Chakraborty.</p> <p>The prayer is considered and allowed.</p> <p>It appears that the State respondents have not yet complied with the direction contained in our order dt. 9.9.2015 whereby it had</p>

been directed as follows :-

" The Chief Secretary, Govt. of West Bengal is directed to take all steps and measures by directing concerned officers and police administration and other authorities to implement this order strictly and action taken report by the Chief Secretary be filed on the next date fixed. Since there is an order of the Principal Bench restraining illegal mining operation and removal of sand from river bank anywhere in the country without environmental clearance from MOEF/SEIAA as the case may be, the Chief Secretary is directed to communicated this order to all the District Administration and Police Administration for compliance."

Mr. Kargupta, Id. Govt. counsel shall communicate this order to the authorities and ensure that information, as sought for, is furnished by an affidavit before the next date.

List on 12.5.2016.

In the meanwhile, the State Govt. shall pursue with the draft Minor Minerals Amendment Rules and ensure its publication expeditiously.

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Justice S.P.Wangdi, JM
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Prof. (Dr.) P. C. Mishra, EM