

Item No. 03

**BEFORE THE NATIONAL GREEN TRIBUNAL
PRINCIPAL BENCH, NEW DELHI
(Through Video Conferencing)**

Appeal No. 04/2020/EZ

(I.A. No. 34/2020)

Bimal Gogoi & Anr.

Appellant(s)

Versus

Union of India & Ors.

Respondent(s)

Date of hearing: 15.12.2020

**CORAM : HON'BLE MR. JUSTICE S. P. WANGDI, JUDICIAL MEMBER
HONB'LE MR. SAIBAL DASGUPTA, EXPERT MEMBER**

For Appellant(s): Mr. Ritwick Dutta and Ms. Meera Gopal, Advocates

For Respondent(s): Mr. Gora Chand Roy Choudhury, Advocate for Respondent No. 1.
Mr. Parthiv K. Goswami, Mr. Rahul Pratap and Mr. Palak Mahajan, Advocates for Respondent No. 2.
Mr. Sarosij Dasgupta, Advocate for Respondent No. 3.

ORDER

1. The matter was to be heard finally today. However, we have been informed that a Writ Petition being W.P. No. of 35/2020 is pending before the Hon'ble Gauhati High Court in which the very Environmental Clearance which is under challenge before us in this Appeal is being considered. Although, Mr. Ritwick Dutta, learned Counsel

for the Appellant submits that there is no bar for this Tribunal to take up the Appeal and dispose it off, we are of the considered opinion, that it would be appropriate for us to first understand the width of the case which is being considered in the High Court in order to ensure that there is no conflict of decisions.

2. Therefore, before we proceed further, we direct either the Appellant or any of the Respondents to furnish us with a copy of the Writ Petition before the next date. Since, the Writ Petition is stated to be listed on 28.01.2021, before the High Court, list this case on 02.02.2021 for further orders.
3. To 02.02.2021.

S.P. Wangdi, JM

Saibal Dasgupta, EM

15th December, 2020
Appeal No. 04/2020/EZ
avt