

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

Original Application No.186/2023/EZ

Analson Sangma

Applicant(s)

Versus

Deputy Commissioner, Baghmara,
South Garo Hills, Meghalaya & Ors.

Respondent(s)

Date of hearing: 04.03.2024

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

For Applicant(s) : None

For Respondent(s): Mr. Avijit Mani Tripathi, Adv. for R-1 (in Virtual Mode),
Ms. K. Enatoli Sema, Advocate for R-2 (in Virtual Mode),
Mr. Surendra Kumar, Advocate for R-3 (in Virtual Mode),
Mr. M.P. Srivignesh, Advocate for R-4 (in Virtual Mode)

ORDER

1. Counter-affidavit dated 28.02.2024 has been filed by Respondent No.4, Private Respondent; the same is taken on record.
2. Copy of this affidavit has not been served upon Mr. Analson Sangma, the Applicant in person.
3. Mr. M.P. Srivignesh, learned Counsel appearing (in Virtual Mode) for Respondent No.4, shall takes steps for service of the affidavit dated 28.02.2024 along with all its annexures upon the Applicant at the address given in his complaint letter within 24 hours.
4. Mr. Avijit Mani Tripathy, learned Counsel appearing (in Virtual Mode) for Respondent No.1 and Ms. K. Enatoli Sema, learned Counsel appearing (in Virtual Mode) for Respondent No.2, also state that copy of the affidavit dated 28.02.2024 filed by Respondent No.4 has not been served upon them.

5. Mr. M.P. Srivignesh, learned Counsel for Respondent No.4 shall serve copy of the affidavit dated 28.02.2024 along with all its annexures upon Mr. Avijit Mani Tripathy and Ms. K. Enatoli Sema, learned Counsel for the Respondents within 24 hours.
6. Affidavit dated 03.03.2024 has been filed by Respondent No.1, Deputy Commissioner, South Garo Hills District, Baghmara; the same is taken on record.
7. Copy of this affidavit has not been served upon Mr. Analson Sangma, the Applicant in person.
8. Mr. Avijit Mani Tripathy, learned Counsel for Respondent No.1, shall takes steps for service of the affidavit dated 03.03.2024 along with all its annexures upon the Applicant at the address given in his complaint letter within 24 hours.
9. The Applicant may file his rejoinder affidavit, if any, within four weeks.
10. With respect to the Observations and Recommendations in the Inspection Report, Ms. K. Enatoli Sema, learned Counsel for Respondent No.2, Meghalaya State Pollution Control Board, states that a show cause notice dated 24.01.2024 has been issued to M/s Alpha D. Marak Building Stone Mine. Learned Counsel also states that water samples have to be taken and, therefore, a fresh Report and Action Taken Report will be filed on affidavit. She prays for and is granted further four weeks time for filing fresh report on affidavit.
11. We also direct the State Respondents to file fresh affidavit showing what action has been taken in respect of the observations and recommendations of the Committee.
12. Mr. Avijit Mani Trapathi, learned Counsel prays for and is granted four weeks time for filing compliance report.

13. **List on 19.04.2024.**

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B. Amit Sthalekar, JM

March 04, 2024,
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Dr. Arun Kumar Verma, EM