

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

Original Application No.68/2023/EZ

In Re: News item published in NDTV dated
09.06.2023 “Child among 3 killed as illegal
Coal Mine Collapses near Dhanbad”

Applicant(s)

Versus

Jharkhand State Pollution Control Board & Ors.

Respondent(s)

Date of hearing: 07.08.2023

**CORAM: HON’BLE MR. JUSTICE B. AMIT STHALEKAR, JUDICIAL MEMBER
HON’BLE PROF. A. SENTHIL VEL, EXPERT MEMBER**

For Applicant(s) : *Suo Motu*

For Respondent(s) : Mr. Surendra Kumar, Advocate for R-1,
Ms. Aishwarya Rajyashree, Advocate for R-2&3 (in Virtual Mode),
Mr. Ashok Prasad, Advocate for R-4

ORDER

1. Mr. Ashok Prasad, learned Counsel files Vakalatnama on behalf of the Respondent No.4, Central Pollution Control Board; the same is taken on record.
2. Counter-affidavit dated 04.08.2023 has been filed on behalf of the Respondent No.3, State Disaster Management Department, Jharkhand; the same is taken on record. Along with this affidavit Resolution No.969 has been filed. The Respondent No.3 is directed to E-file the English translation of the said Resolution within two weeks.
3. Affidavit dated 05.08.2023 has been filed on behalf of the Respondent No.1, Jharkhand State Pollution Control Board; the same is taken on record.

4. Affidavit of compliance dated 03.07.2023 has been filed on behalf of the Respondent No.2, Deputy Commissioner/District Magistrate, Dhanbad, Jharkhand; the same is taken on record.
5. We find that the allegations in the Original Application are against the Bharat Coking Coal Limited (BCCL), Dhanbad, Jharkhand, but Bharat Coking Coal Limited (BCCL), Dhanbad has not been impleaded in the array of respondents. We, accordingly direct the office to implead Bharat Coking Coal Limited (BCCL), Dhanbad, Jharkhand in the array of respondents as Respondent No.5. Copy of the notice/order of the National Green Tribunal, Principal Bench in O.A. No.437/2023/PB dated 12.06.2023 along with the complaint and all the documents on record shall be served by the office of the Tribunal upon Bharat Coking Coal Limited (BCCL), Dhanbad within 24 hours.
6. Bharat Coking Coal Limited (BCCL), Dhanbad may file its counter-affidavit within four weeks.
7. **List on 11.09.2023.**

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B. Amit Sthalekar, JM

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Prof. A. Senthil Vel, EM

August 07, 2023,
Original Application No.68/2023/EZ
SKB