

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

Original Application No.152/2023/EZ

Pritam Kumar

Applicant(s)

Versus

State of Jharkhand

Respondent(s)

Date of hearing: 18.10.2023

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

For Applicant(s) : None

ORDER

1. Case called out. No one is present on behalf of the Applicant.
2. This Original Application was registered in the New Delhi Bench of National Green Tribunal on a letter petition filed by the Applicant. The said Original Application has been transferred to the Eastern Zone Bench of the National Green Tribunal, Kolkata and re-numbered as Original Application No.152/2023/EZ. Today is the first date before this Bench.
3. No one is present for the Applicant probably since he has no notice of the case. We, therefore, direct the office of the Tribunal to issue notice to the Applicant, Pritam Kumar, returnable within four weeks.
4. We find that Respondents have not been framed in the present Original Application. We direct the following parties to be impleaded in the present case in the array of Respondents: -
 - i) District Magistrate, Ramgarh;
 - ii) Jharkhand State Pollution Control Board, through its Member Secretary; and

- iii) Ministry of Environment, Forests and Climate Change (MoEF&CC) through its Secretary, Integrated Regional Office Ranchi
5. Issue notice to the newly impleaded Respondents granting them four weeks time for filing their counter affidavits.
 6. Ms. Aishwarya Rajyashree, learned Counsel who is present (in Virtual Mode), accepts notice on behalf of the Respondent No.1, District Magistrate, Ramgarh.
 7. Mr. Surendra Kumar, learned Counsel who is present (in Virtual Mode), accepts notice on behalf of the Respondent No.2, Jharkhand State Pollution Control Board.
 8. No one is present on behalf of the Respondent No.3, Ministry of Environment, Forests and Climate Change (MoEF&CC).
 9. Issue notice to the Respondent No.3, Ministry of Environment, Forests and Climate Change (MoEF&CC) through its Secretary, Integrated Regional Office Ranchi, returnable with four weeks.
 10. The Respondents shall file their counter affidavits within three weeks.
 11. Jharkhand State Pollution Control Board has filed the Inspection Report of the Committee constituted by the Tribunal. Copy of the Report shall also be communicated to the Applicant as well as Counsel for the other Respondents.
 12. In the Committee Report, there are allegations against 7 Stone Crushers namely:-
 - a) Dharanjan Singh Stone Crusher,
 - b) Jai Mata Di Stone Crusher,
 - c) M/s Maa Chhinnmastika Stone Crusher,
 - d) Tuntunsingh Stone Crusher,

- e) Pradip Mahto Stone Crusher
- f) Nilam Devi Stone Crusher, and
- g) Hanumant Lal Stone Crusher

We direct that aforesaid Stone Crushers be impleaded in the present case in the array of Respondents as Respondent Nos.4 to 10.

- 13. Issue notice to the Respondent Nos.4 to 10, Stone Crushers, returnable with four weeks.
- 14. We also direct that the notice of this case be served upon these Respondent Nos.4 to 10, Stone Crushers, through the District Magistrate, Ramgarh.
- 15. Office of this Tribunal shall serve e-copy/soft copy of the Original Application along with all its annexures upon Ms. Aishwarya Rajyashree and Mr. Surendra Kumar, learned Counsel within 48 hours.
- 16. **List on 05.12.2023.**

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B. Amit Sthalekar, JM

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Dr. Arun Kumar Verma, EM

October 18, 2023,
Original Application No.152/2023/EZ
SKB