

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

Original Application No.12/2023/EZ

In the matter of:

1. Madanmohan Rout,
S/o Late Laxmidhar Rout
Aged 49 years
At – P.O. Gopinathpur,
P.S. – Puri Sadar ist-Puri,
Pin – 752002

....Applicant(s)

Versus

1. State of Odisha,
Represented through Addl. Chief Secretary,
Department of Forest, Environment and Climate Change,
At- Sachivalaya Marg,
Bhubaneswar,
Pin – 751001

2. State of Odisha,
Represented through Principal Secretary,
Department of Water Resource,
At- Keshari Nagar,
Bhubaneswar,
Pin – 751001

3. State of Odisha,
Represented through Principal Secretary,
Revenue and Disaster Management Department,
At- Sachivalaya Marg,
Bhubaneswar,
Pin – 751001

4. State of Odisha,
Represented through Principal Secretary,
Department of Housing and Urban Development,
At- Sachivalaya Marg,
Bhubaneswar,
Pin – 751001

5. Collector and District Magistrate, Puri,
At- Governor House Road,
Puri,
Pin – 752002

6. Central Pollution Control Board,
Represented through Member Secretary,
At- Parivesh Bhawan,

East Arjun Nagar,
Delhi – 110032

7. Odisha State Pollution Control Board,
Represented through its Member Secretary,
At- Paribesh Bhawan,
A-118, Nilakantha Nagar, Unit-8,
Bhubaneswar,
Pin – 751012

8. Block Development Officer, Puri Sadar,
At- Srikhetra Colony,
Station Road,
Puri,
Pin – 752002

9. Engineer in Chief,
Works Department, Odisha
At- Unit-V, Keshari Nagar,
Bhubaneswar,
Pin – 751001

10. Tehsildar, Puri
At- Governor House Road,
Near Collector Office,
Puri,
Pin – 752002

11. Executive Engineer of Road & Building Division, Puri,
At- Ramkrishna Mission Road,
Puri,
Pin – 752001

12. District Sub Registrar,
At- Chakratirtha Road,
Puri,
Pin – 752002

13. Ajita Kumar Dash,
S/o Brajamohan Das,
At- P.O.- Gopinathpur, P.S.- Puri Sadar,
Dist.- Puri,
Pin – 752002

14. Sadashiv Pradhan,
S/o Hadu Pradhan,
Aged 49 years,
At- Khandiabandha, P.O.- Gopinathpur,
P.S.- Puri Sadar,
Puri,
Pin – 752002

15. Purna Chandra Rath,
At/P.O.- Gopinathpur,
Khandiabandha,
P.S.- Puri Sadar,

Dist.- Puri,
Pin – 752002

16. Sabita Pujapanda,
At/P.O.- Gopinathpur,
P.S.- Puri Sadar,
Dist.- Puri,
Pin – 752002

....Respondent(s)

Date of hearing: 27.01.2023

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

For Applicant(s) : Mr. Afraaz Suhail, Advocate (in Virtual Mode)

ORDER

1. Heard Mr. Afraaz Suhail, learned Counsel appearing (in Virtual Mode) for the Applicant.
2. The Applicant in the present Original Application is seeking a direction to the State Respondents to stop construction on the alleged water channel stated to be existing in Tehsil Puri, Mouza Gopinathpur, Khata No.139 read with Plot No.320 and 327 and another plot in the same Mouza, Khata No.44 and Plot No.326 on the ground that the said plots are 'Jalasaya'.
3. The translated copies of the documents which have been filed at page 39 and 43 of the land records, however, pertain to Mouza Atharnala Samang and not Mouza Gopinathpur. The document at page 39 and 43 also do not show Khata No.139.
4. Learned Counsel for the Applicant states that these are typographical errors.
5. Be that as it may, we dismiss this present Original Application No.**12/2023/EZ** as we find no merit since the documents on record do not substantiate the facts stated in the Original Application. However, we give liberty to the Applicant to file fresh original application with correct facts, if so advised.

6. There shall be no order as to costs.

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B. Amit Sthalekar, JM

January 27, 2023
Original Application No.12/2023/EZ
SKB

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Prof. A. Senthil Vel, EM

