

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

Miscellaneous Application No.21/2023/EZ

In

Original Application No.115/2021/EZ

Tribunal on its own motion

Re: Illegal filling of Bijuli Bandh (Water Body),
Sundargarh, Odisha,

Applicant(s)

Versus

Union of India & Ors.

Respondent(s)

Date of hearing: 21.08.2023

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

For Applicant(s) : *Suo Motu*,

ORDER

1. The M.A. No.21/2023/EZ filed in Original Application No.115/2021/EZ is being taken up.
2. The Original Application No.115/2021/EZ was disposed of by this Tribunal vide its order dated 24.02.2023 with the following directions:-

“25. We are of the view that this Committee needs to re-visit its Report and examine the Revenue Records and determine correctly the Khata/Khatian Number, Plot Numbers and the area of the Bijuli Bandh as well as of Sri Aurobindo Integral Education & Research Centre, Sundargarh and determine as to whether the said Education Centre is actually encroaching upon the Bijuli Bandh, Water Body and to what extent and over which Plot Numbers and which Khata and, if the Committee finds on the basis of such inquiry, in which a representative of the Sri Aurobindo Integral Education & Research Centre, Sundargarh shall also be associated, that the Education Centre has indeed encroached upon the Water Body i.e., Bijuli Bandh; it shall determine Environmental Compensation and cost of restoration/recovery of the Water Body giving due notice and opportunity of hearing to the Respondent No.7 i.e., Sri Aurobindo Integral Education & Research Centre, Sundargarh and thereafter take steps for removal of such encroachment and restoration of the Water

Body to its original pristine form. The amount recovered by way of Environmental Compensation in addition to additional funds to be provided by the State authorities shall also be spent on beautification of the Bijuli Bandh by creating a walkway, planting of adequate quality and quantity of trees and shrubs maintaining biodiversity all around the periphery of the Bijuli Bandh. The Committee shall also consider installation of adequate number of fountains in the Bijuli Bandh for circulation of water to ensure its proper oxygenation and BOD levels.

26. Affidavit of compliance shall be filed by the Collector, Sundargarh with the Registrar, NGT/EZ by 31.05.2023.”

3. Affidavit of compliance was required to be filed by the Collector, Sundargarh, by 31.05.2023. Till date, no affidavit of compliance has been filed.
4. Issue notice to the Respondent Nos.4, Collector & District Magistrate, Sundargarh, to file affidavit of compliance before the next date of listing.
5. Mr. Tarun Patnaik, learned Additional Standing Counsel who is present in (Virtual Mode), accepts notice on behalf of the Respondent Nos. 4, Collector & District Magistrate, Sundargarh.
6. **List on 22.09.2023.**

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B. Amit Sthalekar, JM

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Dr. Arun Kumar Verma, EM

August 21, 2023,
Miscellaneous Application No.21/2023/EZ
In
Original Application No.115/2021/EZ
AK