

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

Original Application No.87/2023/EZ
(I.A. No.48/2023/EZ)

Abhiram Baskey & Anr.

Applicant(s)

Versus

State of Odisha & Ors.

Respondent(s)

Date of hearing: 21.09.2023

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

For Applicant(s) : Mr. Pratik Dash, Advocate (in Virtual Mode)

For Respondent(s) : Mr. Dipanjan Ghosh, Advocate for R-5,
Ms. Rashmi Singhee, Adv. for R-6, (in Virtual Mode)
Ms. Papiya Banerjee Bihani, Adv. for R-7, (in Virtual Mode)
Mr. Sankar Prasad Pani, Adv. for R-15&16, (in Virtual Mode)

ORDER

1. Mr. Pratik Dash, learned Counsel is present (in Virtual Mode) for the Applicants.
2. Mr. Dipanjan Ghosh, learned Counsel files Vakalatnama on behalf of the Respondent No.5, Central Pollution Control Board; the same is taken on record.
3. Ms. Papiya Banerjee Bihani, learned Counsel files Vakalatnama on behalf of the Respondent No.7, Odisha State Pollution Control Board, the same is taken on record.

(I.A. No.48/2023/EZ):-

1. This I.A. has been filed by the Respondent Nos.15 & 16, Private Respondents, through their Counsel Mr. Sankar Prasad Pani appearing (in Virtual Mode).

2. The prayer in the I.A. is to restrain the Committee constituted by the Tribunal from proceeding with the inspection of the site in question in view of the interim order passed by the Hon'ble High Court of Odisha.
3. Mr. Sankar Prasad Pani, learned Counsel points out that with regard to the site which is the subject matter of the present Original Application, a Writ Petition (C) No. 14610 of 2019 is pending in the High Court of Orissa: Cuttack, and an I.A. No. 11477 of 2019 has also been filed before the Hon'ble High Court and vide order dated 22.08.2019 directions have been given by the Hon'ble High Court to the effect that no coercive action be taken against the petitioner. Copy of the interim order dated 22.08.2019 has been filed as Annexure-2 to the I.A.
4. Mr. Pratik Dash, learned Counsel for the Applicants, prays for and is granted three weeks time for filing objection if any to the I.A.
5. **List on 06.11.2023.**

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B. Amit Sthalekar, JM

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Dr. Arun Kumar Verma, EM

September 21, 2023,
Original Application No.87/2023/EZ
(I.A. No.48/2023/EZ)
AK