

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

Original Application No.02/2024/EZ

Tapas Kumar Bal		Applicant(s)
	Versus	
State of Odisha & Ors.		Respondent(s)

Date of hearing: 11.03.2024

**CORAM: HON'BLE MR. JUSTICE B. AMIT STHALEKAR, JUDICIAL MEMBER
HON'BLE DR. SATYAGOPAL KORLAPATI, EXPERT MEMBER**

For Applicant(s) : Mr. Sankar Prasad Pani, Advocate (in Virtual Mode)

For Respondent(s) : Ms. Saswata Pattnaik, AGA for R-1 to 10 (in Virtual Mode),
Mr. Dipanjan Ghosh, Advocate for R-11,
Ms. Amrita Pandey, Advocate for R-13 (in Virtual Mode),
Mr. Subir Palit, Sr. Advocate a/w
Mr. Abhishek Kejriwal, Advocate for R-14 (in Virtual Mode)

ORDER

1. Affidavit dated 26.02.2024 has been filed by Respondent No.11, Odisha State Pollution Control Board; the same is taken on record.
2. Additional affidavit dated 09.03.2024 has been filed by the Applicant; the same is taken on record. The Counsel for Applicant shall also e-file the same within one week.
3. Mr. Abhishek Kejriwal, learned Counsel files Vakalatnama on behalf of the Respondent No.14, Private Respondent; the same is taken on record.
4. Mr. Subir Palit, learned Senior Counsel appearing (in Virtual Mode) for Respondent No.14, prays for and is granted four weeks time for filing counter-affidavit.
5. Mr. Sankar Prasad Pani, learned Counsel for the Applicant shall serve copy of the additional affidavit dated 09.03.2024 upon Mr. Abhishek Kejriwal, learned Counsel within 24 hours.

6. Mr. Dipanjan Ghosh, learned Counsel appearing on behalf of the Respondent No.11, Odisha State Pollution Control Board, shall also serve copy of his affidavit dated 26.02.2024 upon Mr. Abhishek Kejriwal within 24 hours.
7. Ms. Amrita Pandey, learned Counsel appearing (in Virtual Mode) on behalf of the Respondent No.13, prays for and is granted four weeks time for filing counter-affidavit.
8. The Respondent No.12, State Environment Impact Assessment Authority (SEIAA), Odisha, has also not filed its affidavit.
9. Ms. Rashmi Singhee, learned Counsel had accepted notice on behalf of the Respondent No.12 on 19.01.2024 but she is not present today.
10. We, therefore, direct the Member Secretary, SEIAA, Odisha, to appear in Virtual Mode on the next date and file his affidavit as also with regard to the allegations made in the additional affidavit dated 09.03.2024.
11. Mr. Sankar Prasad Pani, learned Counsel for the Applicant states that he has already served copy of the additional affidavit dated 09.03.2024 on the email address of the Member Secretary, SEIAA, Odisha.
12. We find that the State Respondents have not filed their counter-affidavits.
13. Ms. Saswata Pattnaik, learned Additional Government Advocate who is present in Virtual Mode, accepts notice on behalf of the State Respondents, R-1 to 10. She prays for and is granted four weeks time for filing counter-affidavit.
14. Learned Counsel for the Applicant shall serve e-copy/soft copy of the Original Application along with all its annexures and additional

affidavit dated 09.03.2024 upon Ms. Saswata Pattnaik, learned
Counsel within 24 hours.

15. **List on 30.04.2024.**

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B. Amit Sthalekar, JM

March 11, 2024,
Original Application No.02/2024/EZ
MN

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Dr. Satyagopal Korlapati, EM