

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

Original Application No.91/2022/EZ
(I.A. No.238/2022/EZ, I.A. No.14/2023/EZ)

Asif Iqbal

Applicant(s)

Versus

The State of West Bengal & Ors.

Respondent(s)

Date of hearing: 11.04.2023

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

For Applicant(s) : Mr. Meghnad Dutta, Advocate a/w
Mr. Abhishek Shaw, Advocate (in Virtual Mode)

For Respondent(s) : Mr. Rajib Ray, Advocate for R-1 to 6 & 9,
Ms. Arpita Chowdhury, Advocate for R-4,
Mr. Sabyasachi Roy, Advocate for R-7 & 8 (in Virtual Mode),
Mr. Arindam Das, Advocate for R-10 & 11,
Ms. Nasreen Islam, Advocate for R-12 to 18,
Mr. Somnath Roy Chowdhury, Advocate in I.A.No.238/2022/EZ

ORDER

1. Mr. Meghnad Dutta, learned Counsel is present (in Virtual Mode) on behalf of the Applicant.
2. Affidavit dated 26.09.2022 has been filed on behalf of the Respondent No.10, Berhampore Municipality; the same is taken on record.
3. Affidavit dated 15.11.2022 has been filed on behalf of the Respondent No.4, District Magistrate, Murshidabad; the same is taken on record.
4. Affidavit-in-Opposition dated 22.02.2023 has been filed on behalf of the Applicant; the same is taken on record.
5. Ms. Nasreen Islam, learned Counsel appearing for Respondent Nos.12 to 18, private respondents has placed before us the order of the Hon'ble High Court at Calcutta dated 04.04.2023 whereby the

matter which was pending before the Hon'ble High court involving the same plot of land as in the present Original Application, has been transmitted to this Tribunal.

6. Registry of the Tribunal informs that as of today, the records of the PIL pending before the Hon'ble High Court in WPA (P) 300 of 2022 with I.A. No.CAN 1 of 2022, I.A. No.CAN 2 of 2022 and I.A. No.CAN 3 of 2023 *Babusona Debnath Vs. The State of West Bengal & Ors.* has not yet been received.
7. We accordingly adjourn this matter.
8. **List on 21.04.2023.**

I.A. No.238/2022/EZ

1. This I.A. has been filed by the Applicants therein seeking impleadment in the present Original Application No.91/2022/EZ as it is stated by Mr. Somnath Roy Chowdhury, learned Counsel that any adverse order would seriously affect the rights and interests of the Applicants in this I.A.
2. Mr. Meghnad Dutta, learned Counsel for the Applicant prays for and is granted to file his objection within ten days.

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B. Amit Sthalekar, JM

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Dr. Afroz Ahmad, EM

April 11, 2023
Original Application No.91/2022/EZ
(I.A. No.238/2022/EZ, I.A. No.14/2023/EZ)
SKB