

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

Original Application No.133/2023/EZ
(I.A. No.30/2024/EZ)

Serajul Islam & Anr.

Applicants

Versus

State of West Bengal & Ors.

Respondents

Date of hearing: 04.12.2025

**CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI, JUDICIAL MEMBER
HON'BLE MR. ISHWAR SINGH, EXPERT MEMBER**

Applicants: Ms. Nasreen Islam, Advocate for the applicants (physically in EZB).

Respondents: Mr. Sudip Kumar Dutta, Advocate for respondents no.1, 2, 3, 4, 5, 6, 7 and 11 (through VC).

Mr. Sibojyoti Chakraborty, Advocate for respondents no.8 and 9 (through VC).

Mr. Dipanjan Ghosh, Advocate for respondent no.10 (through VC).

Mr. Supratick Syamal and Mr. Alokesh Dalai, Advocates (physically in EZB), Mr. Sawant Chanda and Ms. Rima Mondal (through VC) for respondents no.16 & 17

Mr. Arghadip Das, Advocate for respondents no.18 & 19 (physically in EZB).

None for respondents no.13,14 & 15.

Respondent no.12 has been deleted vide order dated 04.10.2023.

ORDER

1. No affidavit has been filed by respondents no.1 to 4, 6, 7, 10 and 11.
2. Learned Counsel for respondents no. 1 to 4, 5, 6, 7 and 11 has submitted that respondents no. 1 to 4, 6, 7 and 10 do not want to file any separate affidavit and they adopt affidavit filed by respondent no. 5.
3. Learned counsel for respondent no. 10 has submitted that respondent no. 10 does not want to file any separate affidavit.
4. We have partly heard the learned Counsels for the parties today.

5. Learned Counsels for the parties are required to file brief note/written submissions with respect to their respective factual and legal stands.

6. Sustainable Sand Mining Guidelines, 2016 (SSMG, 2016) and Enforcement & Monitoring Guidelines for Sand Mining, 2020 (EMGSM, 2020) contain elaborate provisions for prevention of illegal mining and one of the remedial measures is that all the vehicles used for purpose of mining are required to be fitted with GPS.

7. The Director, Directorate of Mines and Minerals, Department of Industry, Commerce and Enterprises, Government of West Bengal is directed to file affidavit specifically mentioning as to whether the abovesaid Guidelines have been fully implemented or not and whether all the vehicles permitted for mining are required to be fitted with GPS or not.

8. The affidavit may be filed by the Director, Directorate of Mines and Minerals, Department of Industry, Commerce and Enterprises, Government of West Bengal within four weeks.

9. List on 13.01.2026 for further arguments.

10. A copy of this order may be sent to the Director, Directorate of Mines and Minerals, Department of Industry, Commerce and Enterprises, Government of West Bengal.

Arun Kumar Tyagi, JM

Ishwar Singh, EM

December 04th, 2025
Original Application No.133/2023/EZ
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