

**BEFORE THE NATIONAL GREEN TRIBUNAL  
EASTERN ZONE BENCH, KOLKATA  
(CASES WILL BE TAKEN UP FOR PHYSICAL HEARING (WITH HYBIRD MODE))**

M.A. No.18/2022/EZ  
In  
Original Application No.69/2021/EZ

**In the Matter of:**

Indian Institute of Bio-Social Research  
& Development (IBRAD)  
Through executive Director,  
Prafulla Kanan, Kestopur (JL-17)  
VIP Road, Kolkata-700101

**.....Applicant(s)**

**Versus**

1. Union of India  
Through Secretary, Government of India,  
Ministry of Environment, Forests and Climate Change,  
Indira Paryavaran Bhavan,  
Jor Bagh Road, New Delhi-110003

2. State of West Bengal  
Through Chief Secretary,  
Nabanna (13<sup>th</sup> Floor)  
325, Sarat Chatterjee Road,  
Shibpur, Howrah-711102

3. West Bengal Pollution Control Board  
Through Chairman  
Paribesh Bhawan,  
10A, Block-LA, Sector-III,  
Bidhannagar, Kolkata-700106

4. District Magistrate  
New Administrative Building,  
Barasat, North 24 Parganas,  
Kolkata-700124

5. Department of Irrigation and Waterways  
Government of West Bengal  
Through Secretary,  
Jalsampad Bhavan, 1<sup>st</sup> Floor,  
Block DF, Sector-I, Salt Lake City,  
Kolkata-700091

**.....Respondent(s)**

Date of hearing: 07.11.2022

**CORAM: HON'BLE MR. JUSTICE B. AMIT STHALEKAR, JUDICIAL MEMBER  
HON'BLE PROF. A. SENTHIL VEL, EXPERT MEMBER**

For Applicant(s) : Suo Motu

For Respondent(s): Mr. Soumitra Mukherjee, Adv for R-1 (in Virtual Mode),  
Mr. Sibojyoti Chakraborty, Adv. for R-2 & 5,  
Mr. Prithwish Basu, Adv. for R-3 & 4,

### **ORDER**

1. Affidavit of compliance dated 05.11.2022 has been filed on behalf of Respondent No.4 i.e., District Magistrate & Collector, North 24 Parganas; same is taken on record.

2. Mr. Sibojyoti Chakraborty, learned Counsel files vakalatnama on behalf of State of West Bengal; same is taken on record.

3. This Tribunal vide its Order dated 20.05.2022 had disposed of the Original Application No.69/2021/EZ with the following directions :-

*“1. 18. We accordingly dispose of this original application with a direction to the District Magistrate, North 24 Parganas to ensure removal of all the debris lying on the land in question and raised by the encroachers, to be removed in accordance with the Construction and Demolition Waste Management Rules, 2016 within 15 days. The District Magistrate shall file affidavit of compliance by 15.06.2022.”*

4. Since no affidavit of compliance had been filed by the District Magistrate & Collector, North 24 Parganas within the time granted i.e., by 15.06.2022, the case was taken up *suo motu* through MA No.18/2022/EZ to ensure the compliance of the order of the Tribunal.

5. Affidavit dated 05.11.2022 has been filed by District Magistrate & Collector, North 24 Parganas wherein in Paragraph-8 it has

been stated that bamboo structures set up over the water body in question have since been dismantled and removed and the area has now been cleared.

6. Photographs have been filed with the affidavit showing work of removal of bamboo structures in progress.
7. In Paragraph-5 of the affidavit it is stated that the debris lying scattered on the land, in question, has also been cleared.
8. In this view of the matter, nothing further remains for adjudication. M.A. No.18/2022/EZ is accordingly disposed of.
9. There shall be no order as to costs.

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**B. Amit Sthalekar, JM**

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**Prof. A. Senthil Vel, EM**

November 07, 2022  
M.A. No.18/2022/EZ  
In  
Original Application No.69/2021/EZ  
BD

NGT