

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

Miscellaneous Application No.20/2024/EZ

In

Original Application No.65/2022/EZ

Subhas Datta

Applicant(s)

Versus

State of West Bengal & Ors.

Respondent(s)

Date of hearing: 03.07.2024

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

For Applicant(s) : Mr. Subhas Datta, in person

For Respondent(s) : Ms. Madhumita Bhattacharjee, Adv. (in Virtual Mode) a/w  
**(O.A. No.65/2022/EZ)** Mr. Sudip Kumar Dutta, Adv. for R-1 & 5,  
Ms. Paushali Banerjee, Adv. for R-2 (in Virtual Mode),  
Mr. Sibojyoti Chakraborty, Adv. for R-3 (in Virtual Mode),  
Mr. Aritra Basu, Adv. a/w  
Mr. Saquib Siddiqui, Adv. for R-4 (in Virtual Mode),  
Mr. Ashok Prasad, Adv. for R-6 (in Virtual Mode),  
Mr. Dipanjan Ghosh, Adv. for R-7 (in Virtual Mode)

**ORDER**

1. Mr. Subhas Datta, the Applicant is present in person.
2. Ms. Madhumita Bhattacharjee, learned Counsel states that copies of the affidavits filed by Respondent No.2 and 4, KMDA and HIDCO respectively, have not been served upon her. She may obtain the same from the portal of National Green Tribunal. Learned Counsel prays for and is granted four weeks time for filing affidavit with Report considering the averments made in the two affidavits filed by KMDA and HIDCO.
3. In para 9 of the affidavit of the KMDA, it is stated that the 40 mtr. stretch of pipe laying work has been held up due to ongoing desiltation work of Tolly Nullah by Kolkata Municipal Corporation.

4. We, therefore, direct Mr. Dipanjan Ghosh, learned Counsel appearing for the Respondent No.7, the Kolkata Municipal Corporation to file a separate affidavit within four weeks considering the Report of the Committee quoted in the judgment of the National Green Tribunal in the Original Application No.65/2022/EZ where it has been mentioned that the entire stretch of the desilting/dredging work is being carried out in Phase-I (4.7 km) and Phase-II (5.37 km).
5. Let the affidavit be filed by K.M.C. within four weeks.
6. Learned Counsel for the Applicant and for the Respondents request that the matter may come up on 21.08.2024.
7. **List on 21.08.2024.**

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**B. Amit Sthalekar, JM**

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**Dr. Arun Kumar Verma, EM**

July 03, 2024,  
Miscellaneous Application No.20/2024/EZ  
In  
Original Application No.65/2022/EZ  
SKB