

**HIGH COURT OF CHHATTISGARH AT BILASPUR****WPPIL No. 88 of 2023**

IN THE MATTER OF SUO MOTO PUBLIC INTEREST  
LITIGATION, REGARDING NOISE POLLUTION BASED ON NEWS  
ITEM **versus** THE CHIEF SECRETARY

**Order on Board**

<b>12/12/2025</b>	<p>This is an office Reference.</p> <p>Heard Mr. Shashank Thakur, learned Deputy Advocate General for the State; Mr. Trivikram Nayak, learned counsel for the CGMSC; and Ms. Surya Kawalkar Dangi and Mr. Ashish Pandey, learned counsel for the Intervener.</p> <p>In compliance of this Court order dated 17/11/2025, Additional Chief Secretary, Govt. of Chhattisgarh, Department of Home has filed his personal affidavit dated 11/12/2025. Relevant portion of the affidavit is reproduced hereunder:-</p>

*“2. In the present case earlier affidavits have been filed, wherein it was stated that so far as the amendment of the C.G. Kolahal Niyantaran Adhiniyam, 1985 in consonance with the Noise Pollution (Regulation and Control) Rules, 2000 is concerned, suggestions have been invited, a committee under chairmanship of Secretary Housing and Environment has been constituted, by General to recommend Administration Department amendments to the Adhiniyam. Relevant*

*3. The deponent most respectfully submits that the committee constituted for the purpose of suggesting changes/amendments in the Kolahal Niyantaran Adhiniyam, 1985 in consonance with the noise pollution rules, 2000 after a threadbare study prepared in a draft amendment. The Department of Housing and Environment Government of Chhattisgarh vide its letter dated 18.11.2025 forwarded the draft of proposed amendments to Kolahal Niyantaran Adhiniyam, 1985 to the Additional Chief Secretary, (Home), Government of Chhattisgarh vide letter dated 18.11.2025. Copy of the letter dated 18.11.2025 alongwith the draft of proposed amendments is annexed as ANNEXURE D/1.*

4. That, the deponent further most respectfully submits that after receipt of letter dated 18.11.2025 the Department of Home examined the draft at its level and forwarded the same to the Director General of Police, Police Headquarters, Raipur vide letter dated 05.12.2025 for examination of the proposed draft and thereafter to submit their comments for proposed amendment in the Act 1985. A copy of the letter dated 05.12.2025 is annexed herewith as ANNEXURE D/2.

5. That, the deponent most respectfully submits that once the comments on proposed amendment is received from the Police Headquarters, view of this department would be duly consolidated, after due approval and same shall be communicated to the committee for its consideration and final recommendations.

6. That, the contents of this affidavit have been drafted according to my instructions and the contents thereof are true and correct to the best of my personal knowledge and belief, based on the official records.

7. That, the above submissions and documents may kindly be taken on records of the case.

A bare perusal of the affidavit would show that the process for amending the *Chhattisgarh Kolahal Niyantaran Adhiniyam, 1985* in consonance with the Noise Pollution Rules, 2000 is underway. A Committee constituted under the Chairmanship of the Secretary, Housing and Environment, has prepared a draft amendment after detailed study, which has been forwarded to the Home Department and thereafter to the Director General of Police for examination and comments. The affidavit further indicates that upon receipt of the comments from the Police Headquarters, the Department will consolidate its views, obtain necessary approvals and place the same before the Committee for final recommendations.

At this juncture, learned counsel for the Interveners have filed an application for issuance of suitable directions, wherein it has been stated that from the studies conducted all over in the Country and report thereof shows that in Kolhapur, Maharashtra, consecutive patients of the same locality who presented with sudden loss of vision following exposure to laser lights during the immersion ceremony of

Lord Ganesh. It further shows that the light energy from lasers focused into the eye is more hazardous than looking directly at the sun.

The Additional Chief Secretary, Govt. of Chhattisgarh Department of Home is directed to file a fresh affidavit on both the aforesaid issues by the next date of hearing.

List this case on 3<sup>rd</sup> February, 2026.

**Sd/-**

**(Bibhu Datta Guru)**  
**Judge**

**Sd/-**

**(Ramesh Sinha)**  
**Chief Justice**

Rahul/  
Gowri