

GAHC010237192022



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : WP(C)/7447/2022

BINOY KUMAR ARJYA AND 5 ORS
S/O. GIRIN ARJYA, R/O. BOLODMARI TILAPARA PHE ROAD, P.O. AND P.S.
BOLODMARI, DIST. GOALPARA-783121, ASSAM.

2: MOZAFOR ALI
S/O. LT. MOHAMMAD ALI
R/O. BOLODMARI TILAPARA PHE ROAD
P.O. AND P.S. BOLODMARI
DIST. GOALPARA-783121
ASSAM.

3: HASSAN ALI
S/O. LT. JOMER ALI
R/O. BOLODMARI TILAPARA PHE ROAD
P.O. AND P.S. BOLODMARI
DIST. GOALPARA-783121
ASSAM.

4: PULIN GHOSH
S/O. PRAFULLA KAR GHOSH
VILL. GOALTULI
P.O. AND P.S. GOALPARA
DIST. GOALPARA-781321.

5: WAZED ALI

S/O. LT. MONSER ALI
R/O. BOLODMARI TILAPARA PHE ROAD
P.O. AND P.S. BOLODMARI
DIST. GOALPARA-783121
ASSAM.

6: BASER ALI
S/O. LT. FOYEZ ALI

R/O. BOLODMARI TILAPARA PHE ROAD
P.O. AND P.S. BOLODMARI
DIST. GOALPARA-783121
ASSAM

VERSUS

THE STATE OF ASSAM AND 6 ORS
REP. BY THE COMMISSIONER AND SECY. TO THE GOVT. OF ASSAM,
URBAN DEVELOPMENT DEPTT., DISPUR, GUWAHATI-781006.

2:THE DIRECTOR OF ADMINISTRATION

ASSAM
DIRECTORATE OF MUNICIPAL ADMINISTRATION
DISPUR
GUWAHATI-781006
ASSAM.

3:THE DEPUTY COMMISSIONER

GOALPARA DISTRICT
GOALPARA-783101
ASSAM.

4:THE GOALPARA MUNICIPAL BOARD

GOALPARA-783101
DIST. GOALPARA
ASSAM.

5:THE EXECUTIVE OFFICER

GOALPARA MUNICIPAL BOARD
GOALPARA-783101
ASSAM.

6:THE WARD COMMISSIONER

WARD NO. 18
GOALPARA MUNICIPAL BOARD
GOALPARA
ASSAM.

7:THE POLLUTION CONTROL BOARD

ASSAM
BAMUNIMAIDAN

GUWAHATI-784021
REP. BY ITS MEMBER SECRETARY

Advocate for the Petitioner : MR. B D KONWAR SR. ADV.

Advocate for the Respondent : GA, ASSAM

BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY

ORDER

25.01.2023

Mr. B.D. Konwar, learned senior counsel assisted by Mr. J. Singh, learned counsel for the petitioner is present.

As the subject-matter of the writ petition is related to a Faecal Sludge Treatment Plant which, is according to Mr. Konwar, is under-construction and is a threat to the environment. No counter affidavit on behalf of the respondent Municipal Board authorities has been filed till date.

Ms. N.N. Sarma, learned counsel appearing on behalf of Mr. K. Gogoi, learned counsel representing the respondent Municipal Board authorities, has submitted that the necessary instructions have been received and the counter affidavit will be filed within 2 [two] weeks time from today.

List the case on a date in the week commencing from 06.02.2023 enabling the respondent Municipal Board authorities to file counter affidavit, as undertaken.

JUDGE

Comparing Assistant