

GAHC010266542018



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

Case No. : PIL/76/2018

1. EARLY BIRDS AND ANR.

(A REGISTERED SOCIETY AND A NATURE CARE GROUP, REP. BY ITS PRESIDENT MR. MOLOY BARUA SON OF LATE ASWINI KANTA BARUA), HAVING ITS REGISTERED OFFICE AT 26, SURAJMUKHI, CHANDMARI P.O. SILPUKHURI, GUWAHATI, ASSAM, IN THE DISTRICT OF KAMRUP, ASSAM, PIN - 781003.

2: MR RANJAN BHUYAN

S/O LATE KAMALA KANTA BHUYAN
R/O HOUSE NO. 5A OPPOSITE - LUIT REGENCY APARTMENTS
BASISTHAPUR BYLANE NO. 2 WIRELESS DISPUR
GUWAHATI IN THE DIST. OF KAMRUP (M)
ASSAM PIN - 781028

VERSUS

1. THE STATE OF ASSAM AND 14 ORS.

THROUGH ITS CHIEF SECRETARY, GOVT. OF ASSAM, DISPUR, GUWAHATI, IN THE DIST. OF KAMRUP (METRO), PIN- 781006

2: THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
DEPARTMENT OF ENVIRONMENT AND FOREST
DISPUR GUWAHATI IN THE DIST. OF KAMRUP (METRO) PIN - 781006.

3: THE PRINCIPAL CHIEF CONSERVATOR OF FOREST
(FOREST) AND HEAD OF THE FOREST FORCE
DEPARTMENT OF ENVIRONMENT AND FOREST GOVT. OF ASSAM
PANJABARI GUWAHATI IN THE DIST. OF KAMRUP (M) PIN - 781037.

4: THE COMMISSIONER AND SECRETARY
DEPARTMENT OF WIRE OF PLAIN TRIBES AND BACKWARD CLASSES
GOVT. OF ASSAM
DISPUR GUWAHATI PIN - 781006.

- 5:THE PRINCIPAL CHIEF CONSERVATOR OF FOREST (WILDLIFE)
DEPARTMENT OF ENVIRONMENT AND FOREST
GOVT. OF ASSAM
PANJABARI GUWAHATI
IN THE DIST. OF KAMRUP (METRO) PIN - 781037.
- 6:THE DIVISIONAL FOREST OFFICER SONITPUR WEST DIVISION
DEPARTMENT OF ENVIRONMENT AND FOREST GOVT. OF ASSAM
TEZPUR IN THE DIST. OF SONITPUR PIN - 784001.
- 7:THE DIVISIONAL FOREST OFFICER, SONITPUR EAST DIVISION
DEPARTMENT OF ENVIRONMENT AND FOREST, GOVT. OF ASSAM
IN THE DIST. OF BISWANATH PIN -784176
- 8:THE DIVISIONAL FOREST OFFICER
WESTERN ASSAM WILDLIFE DIVISION
DEPARTMENT OF ENVIRONMENT AND FOREST
GOVT. OF ASSAM IN THE DIST. OF SONITPUR PIN - 784501.
- 9:THE DIVISIONAL FOREST OFFICER
DHANSARI FOREST DIVISION
DEPARTMENT OF ENVIRONMENT AND FOREST
GOVT. OF ASSAM IN THE DIST. OF UDALGURI (BTAD) PIN - 784509.
- 10:THE DEPUTY COMMISSIONER BISWANATH
GOVT. OF ASSAM IN THE DIST. OF BISWANATH PIN 784176.
- 11:THE DEPUTY COMMISSIONER SONITPUR
GOVT. OF ASSAM IN THE DIST. OF SONITPUR PIN- 784001.
- 12:THE DEPUTY COMMISSIONER UDALGURI
GOVT. OF ASSAM IN THE DIST. OF UDALGURI PIN - 784509.
- 13:THE BODOLAND TERRITORIA COUNCIL
REP. BY ITS SECRETARY
BODOLAND TERRITORIAL AREA DISTRICT
IN THE DIST. OF KOKRAJHAR PIN - 783370.
- 14:THE UNION OF INDIA
THROUGH ITS SECRETARY
MINISTRY OF ENVIRONMENT AND FOREST AND CLIMATE CHANGE
NEW DELHI- 110003.
- 15:NATIONAL TIGER CONSERVATION AUTHORITY
THROUGH ITS MEMBER SECRETARY
B-1 WING 7TH FLOOR PARYAVARAN BHAWAN
CGO COMPLEX NEW DELHI- 11000

For the Petitioner(s) : Mr. P. Bharadwaj, Advocate.
For the Respondent(s) : Mr. D. Gogoi, Standing Counsel, Forest Department.
: Ms. R.B. Bora, Standing Counsel, BTC.
: Ms. S. Sarma, Government Advocate, Assam.

– **BEFORE** –
HON'BLE THE CHIEF JUSTICE MR. VIJAY BISHNOI
HON'BLE MR. JUSTICE SUMAN SHYAM

04.02.2025

(Vijay Bishnoi, CJ)

Mr. D. Gogoi, learned Standing Counsel, Forest Department has submitted that a detail survey of villages within the notified Sonai Rupai Wildlife Sanctuary is already carried out and the Forest Department is to prepare a roadmap for removal of the encroachments from the forest land of the above referred area.

Having taken note of the said fact, we deem it appropriate to direct the Principal Chief Conservator of Forests, Wildlife and Chief Wildlife Warden, Assam to file an affidavit along with the road-map prepared by the Department for removal of encroachment from the forest area under Sonai-Rupai-Nameri Forest Landscape.

The said affidavit be filed by the next date of hearing.

List this matter again on 06.03.2025.

JUDGE

CHIEF JUSTICE

Comparing Assistant