

GAHC010267422018



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

Case No. : PIL 77/2018

1:ASOM BASAOK

A NGO BEARING REGISTRATION NO. KAH(H)/263/K/211 HAVING ITS REGISTERED OFFICE AT ASOM BASAOK, 302 BASISTHA ROAD, THE WILDERNESS, BELTOLA, GUWAHATI- 781028 REPRESENTED BY ITS GENERAL SECRETARY, SHRI RAJEEV BHATTACHARYYA, S/O SHRI HIRANYA KUMAR BHATTACHARYYA.

VERSUS

1:THE MINISTRY OF ENVIRONMENT, FOREST AND CLIMATE CHANGE AND 37 ORS.
REPRESENTED BY ITS SECRETARY, INDIRA PARYAVARAN BHAVAN, JORBAGH ROAD, NEW DELHI- 110003.

2:FOREST SURVEY OF INDIA
(MINISTRY OF ENVIRONMENT AND FORESTS AND CLIMATE CHANGE)
REPRESENTED BY ITS DIRECTOR GENERAL
KAULAGARH ROAD
P.O. IPE DHERADUN- 248195
UTTARAKHAND (INDIA).

3:THE STATE OF ASSAM
REPRESENTED BY THE CHIEF SECRETARY TO THE GOVERNMENT OF ASSAM
DISPUR
GUWAHATI- 781006.

4:THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM
FOREST AND ENVIRONMENT DEPARTMENT
DISPUR
GUWAHATI-6.

5:THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
LAND REVENUE AND DISASTER MANAGEMENT DEPARTMENT

DISPUR
GUWAHATI-6.

6:THE PRINCIPAL CHIEF CONSERVATOR OF FOREST AND HEAD OF
FOREST FORCE
ASSAM
PANJABARI
GUWAHATI.

7:(SPECIAL) PRINCIPAL CHIEF CONSERVAOTR OF FOREST
KARBI ANGLONG
DIPHU.

8:(SPECIAL) PRINCIPAL CHIEF CONSERVATOR OF FOREST
(LOWER ASSAM ZONE)

9:(SPECIAL) PRINCIPAL CHIEF CONSERVATOR OF FOREST
(CAMPA)
O/O THE PRINCIPAL CHIEF CONSERVATOR OF FOREST AND HEAD OF
FOREST FORCE
ASSAM.

10:(SPECIAL) PRINCIPAL CHIEF CONSERVATOR OF FOREST
(BIO-DIVERSITY AND CLIMATE CHANGE)
O/O THE PRINCIPAL CHIEF CONSERVATOR OF FOREST AND HEAD OF
FOREST FORCE
ASSAM.

11:THE DIVISIONAL FOREST OFFICER
NAGAON DIVISION.

12:THE DIVISIONAL FOREST OFFICER
GOLAGHAT.

13:THE DIVISIONAL FOREST OFFICER
NORTH KAMRUP
RANGIA.

14:THE DIVISIONAL FOREST OFFICER
LAKHIMPUR.

15:THE DIVISIONAL FOREST OFFICER
DHEMAJI DIVISION.

16:THE DIVISIONAL FOREST OFFICER
NAGAON WL DIVISION.

17:THE DIVISIONAL FOREST OFFICER

CACHAR DIVISION

18:THE DIVISIONAL FOREST OFFICER
EAWL
BOKAKHAT.

19:THE DIVISIONAL FOREST OFFICER
KAMRUP EAST DIVISION.

20:THE DIVISIONAL FOREST OFFICER
JORHAT DIVISION.

21:THE DIVISIONAL FOREST OFFICER
NAGAON SF DIVISION
NAGAON.

22:THE DIVISIONAL FOREST OFFICER
LAKHIMPUR SF DIVISION.

23:THE DIVISIONAL FOREST OFFICER
SONITPUR EAST DIVISION
BISWANATH CHARIALI.

24:THE DIVISIONAL FOREST OFFICER
PARBOTJHORA DIVISION
SUPARIGHAT.

25:ASSISTANT CONSERVATOR OF FOREST
ATTACHED TO THE DIVISIONAL FOREST OFFICER
SONITPUR WEST DIVISION.

26:ASSISTANT CONSERVATOR OF FOREST
ATTACHED TO THE THE DIVISIONAL FOREST OFFICER
LAKHIMPUR DIVISION.

27:ASSISTANT CONSERVATOR OF FOREST
ATTACHED TO THE THE DIVISIONAL FOREST OFFICER EAWL DIVISION
BOKAKHAT.

28:THE DIVISIONAL FOREST OFFICER
KAMRUP WEST DIVISION
BAMUNGAON
KAMRUP
ASSAM.

29:THE DIVISIONAL FOREST OFFICER
KAMRUP EAST DIVISION
BASISTHA

KAMRUP
ASSAM.

30:THE DIVISIONAL FOREST OFFICER
KARIMGANJ DIVISION
DIST. KARIMGANJ
ASSAM.

31:THE DIVISIONAL FOREST OFFICER
DIGBOI DIVISION
DIST. TINSUKIA
ASSAM.

32:THE DIVISIONAL FOREST OFFICER
N.C. HILLS DIVISION
HAFLONG
ASSAM.

33:THE DIVISIONAL FOREST OFFICER
AIE VALLEY DIVISION
BONGAIGAON
ASSAM.

34:THE DIVISIONAL FOREST OFFICER
KACHUGAON DIVISION
GOSAIGAON
ASSAM.

35:THE DIVISIONAL FOREST OFFICER
HALTUGAON DIVISION
KOKRAJHAR
ASSAM.

36:THE DIVISIONAL FOREST OFFICER
DHEMAJI DIVISION
DHEMAJI
ASSAM.

37:THE DIVISIONAL FOREST OFFICER
SIVASAGAR DIVISION
KAMRUP
ASSAM.

38:THE DIVISIONAL FOREST OFFICER
DIBRUGARH DIVISION
KAMRUP
ASSAM

Advocate for the Petitioner : MR. K N CHOUDHURY

Advocate for the Respondent : ASSTT.S.G.I.

BEFORE

**HON'BLE THE CHIEF JUSTICE MR. A.S. BOPANNA
HON'BLE MR. JUSTICE ARUP KUMAR GOSWAMI**

22.02.2019

(A.S. Bopanna, CJ)

Heard Mr. KN Choudhury, learned senior counsel assisted by Mr. D Deka, learned counsel for the petitioner. Also heard Mr. D Mozumder, learned Additional Advocate General, Assam assisted by Ms. J Kakoti, learned counsel for respondent Nos. 4, 6, 8 to 31, 33 and 36 to 38; Ms. N Bordoloi, learned counsel for respondent No.5 as well as Mr. J Chutia, learned counsel for respondent No.7.

Await service report on respondent Nos. 32, 34 and 35.

Learned counsel for the petitioner is also permitted to serve the respective Standing Counsel for respondent Nos. 32, 34 and 35 and file acknowledgement in the Registry indicating the name of the counsel on whom service is effected.

JUDGE

CHIEF JUSTICE

Comparing Assistant