

GAHC010077512020



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

Case No. : PIL (Suo Moto)/3/2020

X X X X GUWAHATI, ASSAM

VERSUS

1: IN RE - THE UNION OF INDIA AND 7 ORS REPRESENTED BY
SECRETARY, MINISTRY OF MINES, SHASTRI BHAWAN, DR. RAJENDRA
PRASAD ROAD, ROOM NO. 320, A-WING, NEW DELHI - 110001

2:THE STATE OF ASSAM REPRESENTED BY THE CHIEF SECRETARY
GOVERNMENT OF ASSAM DISPUR GUWAHATI - 781006

3:THE SECRETARY TO THE GOVERNMENT OF ASSAM
HOME AND POLITICAL DEPARTMENT DISPUR GUWAHATI - 781006

4:THE COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF
ASSAM FOREST AND ENVIRONMENT DEPARTMENT DISPUR GUWAHATI -
781006

5:THE PRINCIPAL CHIEF CONSERVATOR AND HEAD OF FOREST FORCE
ARANYA BHAWAN PANJABARI GUWAHATI - 781037

6:THE DIRECTOR THE DIRECTORATE OF GEOLOGICAL AND MINING
DEPARTMENT KAHILIPARA GUWAHATI - 781019

7:COAL INDIA LIMITED REPRESENTED BY THE CHAIRMAN-CUM-
MANAGING DIRECTOR COAL BHAWAN PREMISE NO.04 MAR PLOT NO.
AF-III ACTION AREA-1A NEWTOWN RAJARHAT KOLKATA - 700156

8:THE DEPUTY COMMISSIONER DISTRICT – TINSUKIA
ASSAM PIN - 786125

9:NATIONAL BIODIVERSITY AUTHORITY

10:STATE BIODIVERSITY BOARD ASSAM

Linked Case : PIL/77/2018

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 ASSAMPANJABARI GUWAHATI.

7: (SPECIAL) PRINCIPAL CHIEF CONSERVATOR 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.

- For the Petitioners** : Mr. A. Barua, Advocate for the petitioner in PIL (Suo Moto) No.3/2020.
: Mr. K.N. Choudhury, Senior Advocate, assisted by Ms. N. Mahanta,
Advocate for the petitioner in PIL No.77/2018.
- For the Respondents** : Mr. P.N. Goswami, Additional Advocate General, Assam, assisted by Mr.
J. Kalita, Advocate.
: Mr. K.P. Pathak, Standing Counsel Forest Department.
: Mrs. M. Bhattacharjee, Additional Senior Government Advocate, Assam.

- B E F O R E -
HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE SUMAN SHYAM

30.03.2023

Mr. P.N. Goswami, learned Additional Advocate General, Assam representing all the respondents submits that the affidavit in terms of the order dated 23.03.2023 will be filed within next 7(seven) days.

As prayed for, list on **27.04.2023**.

JUDGE

CHIEF JUSTICE

Comparing Assistant