

GAHC010267422018



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

Case No. : 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

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 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

Advocate for the Petitioner : MR. K N CHOUDHURY

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

Linked Case : PIL/39/2023

PARITOSH KUMAR DAS AND ANR
S/O- LATE ROMENDRA MOHAN DAS

VILLAGE- PUB BAZARICHERRA (BLK-2)

P.S.- BAZARICHERRA

DIST.- KARIMGANJ
ASSAM

PIN- 788727.

2: RAJ SHEKHAR DUTTA
S/O- LATE CHIRANJIB DUTTA

RESIDENT OF STATION ROAD

KARIMGANJ TOWN
WARD NO. 22 (NEW)

PS- KARIMGANJ

DIST- KARIMGANJ

ASSAM
PIN- 788710.
VERSUS

THE STATE OF ASSAM AND 6 ORS.
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM

ENVIRONMENT AND FOREST DEPARTMENT

DISPUR
GUWAHATI-06
DIST- KAMRUP(M)

ASSAM.

2:THE PRINCIPAL CHIEF CONSERVATOR OF FOREST AND HEAD OF FOREST
FORCES
ASSAM
ENVIRONMENT AND FOREST DEPARTMENT

ARANYA BHAWAN
PANJABARI ROAD

GUWAHATI- 781037

DIST.- KAMRUP(M)
ASSAM.

3:THE DIVISIONAL FOREST OFFICER
KARIMGANJ
P.O.- KARIMGANJ
PS.- KARIMGANJ

DIST.- KARIMGANJ
ASSAM.

4:THE RANGE FOREST OFFICER
LOWAIRPOA RANGE
KARIMGANJ
PS- KARIMGANJ

DIST- KARIMGANJ
ASSAM.

5:THE RANGE FOREST OFFICER
DUHALIA RANGE
KARIMGANJ
PS- KARIMGANJ

DIST- KARIMGANJ
ASSAM.
6:THE RANGE FOREST OFFICER
PATHARKANDI RANGE
KARIMGANJ
PS- KARIMGANJ

DIST- KARIMGANJ
ASSAM.
7:THE DEPUTY COMMISSIONER
KARIMGANJ
P.O. AND PS- KARIMGANJ

DIST- KARIMGANJ
ASSAM.

For the petitioner : Mr. K.N. Choudhury, Senior Advocate
Assisted by Mr. N. Gautam, Advocate
In PIL 77/2018

For the respondents : Mr. D. Gogoi, S.C., Forest
Ms. N. Bordoloi, S.C., Revenue
Ms. R.B. Bora,
Junior Govt. Advocate, Assam

Mr. A. Chandran,
Addl. Sr. Govt. Advocate,
Arunachal Pradesh

Ms. P. Bhattacharya,
Addl. A.G., Mizoram

Ms. M. Kechii, Addl. A.G., Nagaland

– B E F O R E –

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

05-03-2024

(Vijay Bishnoi, C.J.)

Learned counsel appearing for the States of Mizoram, Nagaland and Arunachal Pradesh pray for some more time to bring on record the steps taken by the said States for removal of encroachment from the forest land.

Time prayed for is allowed.

List these matters after ensuing Bihu Vacation.

JUDGE

CHIEF JUSTICE

Comparing Assistant