

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

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

Linked Case : PIL/39/2023

1.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

1.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 RANGEKARIMGANJ
PS- KARIMGANJ DIST- KARIMGANJ ASSAM.

5:THE RANGE FOREST OFFICER
DUHALIA RANGEKARIMGANJ
PS- KARIMGANJ DIST- KARIMGANJ ASSAM.

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

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

For the Petitioner(s) : Mr. K.N. Choudhury, Senior Advocate, Assam
assisted by Mr. N. Gautam, Advocate.

For the Respondent(s) : Mr. I. Chowdhury, Advocate General, Arunachal
Pradesh assisted by Mr. A. Chandaran, Additional Senior
Government Advocate, Arunachal Pradesh.

: Ms. M. Kechii, Additional Advocate General,
Nagaland.

: Mr. P. Bhattacharya, Additional Advocate General,
Mizoram.

: Mr. D. Nath, Senior Government Advocate, Assam.

: Mr. K.P. Pathak, Standing Counsel, Forest
Department.

: Ms. N. Bordoloi, Standing Counsel, Revenue
Department.

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

22.05.2024

(Vijay Bishnoi, CJ)

List these matters again on 19.06.2024 before the Bench constituted for dealing with the matters relating to environmental issues (Green Bench).

JUDGE

CHIEF JUSTICE

Comparing Assistant