

GAHC010019732016



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

Case No. : PIL/50/2016

SRI ANIT CHETRI and 2 ORS.
S/O LT. DEBI BAHADUR CHETRI, VILL. MAIJAN BORSAIKIA GAON, P.O.
HILOIDHARI, DIST- DIBRUGARH, ASSAM

2: BINA SAIKIA
D/O UTTAM SASIKIA
VILL. MAIJAN BORSAIKIA GAON
P.O. HILOIDHARI
DIST- DIBRUGARH
ASSAM

3: MAYA SARMA
W/O SRI BISHNU SARMA
VILL. MAIJAN BORSAIKIA GOAN
P.O. HILOIDHARI
DIST- DIBRUGARH
ASSA

VERSUS

THE STATE OF ASSAM AND 9 ORS
REP. BY THE CHIEF SECY., ASSAM SECRETARIAT, DISPUR, ASSAM

2: THE COMMISSIONER and SECY. TO THE GOVT. OF ASSAM
DEPTT. OF MUNICIPAL ADMINISTRATION
DISPUR
ASSAM

3: THE COMMISSIONER and SECY. TO THE GOVT. OF ASSAM
DEPTT. OF PUBLIC HEALTH
DISPUR
ASSAM

4: THE COMMISSIONER and SECY. TO THE GOVT. OF ASSAM

WATER RESOURCE DEPTT.
DISPUR
ASSAM

5:THE SECY. TO THE GOVT. OF ASSAM
ENVIRONMENT and FOREST DEPTT.
DISPUR
GHY-6

6:THE STATE ENVIRONMENT IMPACT ASSESSMENT AUTHORITY
ASSAM
BAMUNIMADAM
GHY-21

7:THE DY. COMMISSIONER
DIBRUGARH
ASSAM

8:THE PROJECT DIRECTOR
ASSAM URBAN INFRASTRUCTURE INVESTMENT PROGRAM AUIIP
GUWAHATI DEV. DEPTT.
3RD FLOOR
TRIPTI TOWERS
GANESHGURI
GHY-5

9:DIBRUGARH MUNICIPAL BOARD
REP. BY ITS CHAIRMAN

10:THE SUPERINTENDENT OF POLICE
DISTRICT DIBRUGARH
ASSA

Advocate for the Petitioner : MR.A C BORBORA

Advocate for the Respondent : GA, ASSAM

Linked Case : PIL/38/2022

ORIENTAL RURAL DEVELOPMENT SOCIETY AND 7 ORS
KATIMARI PATHER
NAGAON
REPRESENTED BY ITS SECRETARY SHARIFUZ ZAMAN

AGE- 38 YEARS
S/O- ABDUL HEKIM
VILL.- KATIMARI PATHAR
NEAR CRPF CAMP
P.O. HERAPATTY
P.S. AND DIST. NAGAON
ASSAM
PIN- 782002.

2: MAJ KATIMARI PATHER A.W.C

KATIMARI PATHER
NAGAON
REPRESENTED BY ITS SECRETARY MS. MONOWARA BEGUM
AGE-54 YEARS
W/O- JALAL UDDIN
VILL.- KATIMARI PATHAR
P.O. HERAPATTY
P.S. AND DIST. NAGAON
ASSAM
PIN- 782002

3: DAKHIN KATIMARI PATHER MINI A.W.C.

KATIMARI PATHER
NAGAON
REPRESENTED BY ITS SECRETARY
MS. ZANNATUL FERDOUS
AGE- 30 YEARS
W/O- ARSHAFUL ANOWAR
VILL.- KATIMARI PATHAR
P.O. HERAPATTY
PS.. AND DIST. NAGAON
ASSAM
PIN- 782002.

4: NO. 1 KATIMARI DOLONI PATHER A.W.C.

KATIMARI PATHER
NAGAON REPRSENTED BY ITS SECRETARY MS. SHAFIA BEGUM
AGE 44 YEARS
MS. SHAFIA BEGUM
AGR 44 YEARS
W/O- MOZIBUR RAHMAN
VILL.- KATIMARI PATHAR
P.O. HERAPATTY
P.S. AND DIST. NAGAON
ASSAM

PIN- 782002.

5: HERAPATI GAON PANCHAYAT
WARD NO. 9 KATIMARI PATHER
NAGAON
REPRESENTED BY ITS VICE PRESIDENT
MS. AKLIMA KHATUN
AGE- 30 YEARS
D/O- SUKUR ALI
VILL.- KATIMARI PATHAR
P.O. HERAPATTY
P.S. AND DIST. NAGAON
ASSAM
PIN- 782002.

6: HERAPATI GAON PANCHAYAT

WARD NO. 8
KATIMARI PATHER
NAGAON
REPRESENTED BY ITS WARD MEMBER
MS. ELOWARA BEGUM
AGE 30 YEARS
W/O- JAHIRUL ISLAM
VILL.- KATIMARI PATHAR
P.O. HERAPATTY
P.S. AND DIST. NAGAON
ASSAM
PIN- 782002.

7: MOZIBUR RAHMAN
S/O- ALAL UDDIN
VILL.- KATIMARI PATHAR
P.O. HERAPATTY
P.S. AND DIST. NAGAON
ASSAM
PIN- 782002.

8: INNAS ALI
S/O- LATE SABED ALI
VILL.- KATIMARI PATHAR
P.O. HERAPATTY
P.S. AND DIST. NAGAON
ASSAM
PIN- 782002.
VERSUS

THE STATE OF ASSAM AND 4 ORS

REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.
OF ASSAM
MUNICIPAL ADMINISTRATION DEPARTMENT
DISPUR
GUWAHATI-781006.

2:THE DIRECTOR

MUNICIPAL ADMINISTRATION DEPARTMENT
DISPUR
GUWAHATI-781006.

3:THE DEPUTY COMMISSIONER
NAGAON DISTRICT
NAGAON
ASSAM
PIN- 782001.

4:NAGAON MUNICIPAL BOARD
REPRESENTED BY ITS CHAIRMAN
NAGAON
PIN- 782001.
5:CHIARMAN

NAGAON MUNICIPAL BOARD
NAGAON
PIN- 782001.

Advocate for : MR. A SARMA
Advocate for : GA
ASSAM appearing for THE STATE OF ASSAM AND 4 ORS

Linked Case : PIL/74/2019

ON THE DEATH OF SANTI LAL ACHARJEE
HIS LEGAL HEIR SMTI. SUMITA ACHARJEE
D/O LATE SANTI LAL ACHARJEE
R/O DARIKAPAR KHATAPATHAR
MOUZA NAGARMAHAL
P.O.- NAMTIAL PATHAR
P.S. AND DIST- SIVASAGAR
ASSAM
PIN-785697

VERSUS

THE STATE OF ASSAM AND ORS

THROUGH THE SECY
DEPTT. OF MUNICIPAL ADMINISTRATION GOVT. OF ASSAM
ASOM SACHIVALAYA
DISPUR
GHY-6.

2:TO THE SECY.-IN-CHARGE
DEPT. OF URBAN DEVELOPMENT
GOVT. OF ASSAM
ASOM SACHIVALAYA
DISPUR
GHY-6.

3:DEPUTY COMMISSIONER
SIVASAGAR DISTRICT
P.O. AND DIST. SIVASAGAR
ASSAM

4:DISTRICT MEDICAL OFFICER
CIVIL HOSPITAL
SIVASAGAR
P.O. AND DIST. SIVASAGAR
ASSAM

5:DISTRICT-IN-CHARGE
POLLUTION CONTROL BOARD
MELACHAKAR
SIVASAGAR
P.O. AND DIST. SIVASAGAR
ASSAM

6:SIVASAGAR MUNICIPAL BOARD
REP. BY THE CHAIRMAN
P.O. AND DIST. SIVASAGAR
ASSAM

7:SIVASAGAR DEVELOPMENT AUTHORITY
REP. BY THE CHAIRMAN
CENTRAL MARKET
SIVASAGAR
P.O. AND DIST. SIVASAGAR
ASSAM

8:THE UNION OF INDIA

REPRESENTED BY THE SECRETARY
MINISTRY OF HOUSING AND URBAN AFFAIRS
GOVERNMENT OF INDIA
NEW DELHI-110001.

Advocate for : MR G P BHOWMIK

Advocate for : MR.T J MAHANTA appearing for THE STATE OF ASSAM AND ORS

**BEFORE
HONOURABLE THE CHIEF JUSTICE
HONOURABLE MR. JUSTICE SUMAN SHYAM**

ORDER

22.02.2024

(Vijay Bishnoi, CJ)

In terms of the order dated 12.10.2023 passed by this Court, Mr. Ranjit Kalita, Executive Engineer cum Nodal Officer, "Swachh Bharat Mission", along with Rabiul Auwal Hazarika, Solid Waste Management Expert, "Swachh Bharat Mission" and Mr. Amin Rahman, Engineer and Consultant, Almonds Global, are personally present before this Court.

Mr. Ranjit Kalita, Executive Engineer cum Nodal Officer, "Swachh Bharat Mission" has submitted that as per the DPR prepared for the purpose of dealing with the problem of solid waste in the whole State of Assam, except the areas covered under the Guwahati Municipal Corporation, some works have already been completed whereas some works are still under process and would be completed in due course of time.

Having heard submission of the Nodal Officer, "Swachh Bharat Mission" on the steps being taken for management of solid waste in the State of Assam, we deem it appropriate to direct the concerned official to file affidavit detailing the exact plan to deal with the problem of solid waste management in the State of Assam and also the present status of the works, already completed and under process.

Personal appearance of the officials concerned is exempted until further order.

List these matters on 19.03.2024.

JUDGE

CHIEF JUSTICE

Comparing Assistant