

GAHC010096702022



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

**Case No. : 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 REPRESENTED BY ITS SECRETARY MS. SHAFIA BEGUM  
AGE 44 YEARS  
MS. SHAFIA BEGUM  
AGE 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 9 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.

6:THE UNION OF INDIA  
REPRESENTED BY THE SECRETARY  
MINISTRY OF ENVIRONMENT AND CLIMATE CHANGE  
JOR BAGH ROAD  
LODI COLONY  
NEW DELHI  
PIN- 110003

7:CENTRAL POLLUTION CONTROL BOARD

REPRESENTED BY CHAIRMAN  
PARIVESH BHAWAN  
EAST ARJUN NAGAR  
DELHI  
PIN- 110032

8:THE POLLUTION CONTROL BOARD  
ASSAM  
REPRESENTED BY CHAIRMAN  
MILANPUR  
WEST JYOTINAGAR  
BAMUNIMADAM  
GUWAHATI  
ASSAM  
PIN- 781004

9:HOUSING AND URBAN AFFAIRS DEPARTMENT  
REPRESENTED BY THE CHIEF ENGINEER (TECHNICAL)  
RAJGARH MAIN ROAD  
GUWAHATI- 781003

10:THE CHIEF SECRETARY TO THE GOVERNMENT OF ASSAM  
DISPUR  
GUWAHATI  
PIN- 78100

**Advocate for the Petitioner** : MR. A SARMA, MR H K DAS (AMICUS CURIAE),MR.  
LENTSO,MR. A D CHOUDHURY

**Advocate for the Respondent** : GA, ASSAM, MR. S C KHOUND (R-4,5),MR. N M DUTTA (R-4,5)

Linked Case : 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  
ASSAM  
VERSUS

THE STATE OF ASSAM AND 13 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  
ASSAM

11:THE UNION OF INDIA  
REPRESENTED BY THE SECRETARY  
MINISTRY OF ENVIRONMENT AND CLIMATE CHANGE  
JOR BAGH ROAD  
LODI COLONY  
NEW DELHI  
PIN-110003.

12:CENTRAL POLLUTION CONTROL BOARD  
REPRESENTED BY CHAIRMAN  
PARIVESH BHAWAN  
EAST ARJUN NAGAR  
DELHI  
PIN-110032.

13:THE POLLUTION CONTROL BOARD ASSAM  
REPRESENTED BY CHAIRMAN  
MILANPUR  
WEST JYOTINAGAR  
BAMUNIMAIDAM  
GUWAHATI  
ASSAM  
PIN-781004.

14:HOUSING AND URBAN AFFAIRS DEPARTMENT  
REPRESENTED BY THE CHIEF ENGINEER (TECHNICAL)  
RAJGARH MAIN ROAD  
GUWAHATI-781003.

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Advocate for : MR.A C BORBORA

Advocate for : GA

ASSAM appearing for THE STATE OF ASSAM AND 13 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 12 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.

9:THE SECRETARY  
MINISTRY OF ENVIRONMENT AND CLIMATE CHANGE  
JOR BAGH ROAD  
LODI COLONY  
NEW DELHI  
PIN-110003.

10:THE CHIEF SECRETARY TO THE GOVT. OF ASSAM  
ASSAM SECRETARIAT  
DISPUR  
GUWAHATI-781006.

11:CENTRAL POLLUTION CONTROL BOARD  
REPRESENTED BY CHAIRMAN  
PARIVESH BHAWAN  
EAST ARJUN NAGAR  
DELHI  
PIN-110032.

12:THE POLLUTION CONTROL BOARD ASSAM  
REPRESENTED BY CHAIRMAN  
MILANPUR  
WEST JYOTINAGAR  
BAMUNIMAIDAM  
GUWAHATI  
ASSAM  
PIN-781004.

13:HOUSING AND URBAN AFFAIRS DEPARTMENT

REPRESENTED BY THE CHIEF ENGINEER (TECHNICAL)  
RAJGARH MAIN ROAD  
GUWAHATI-781003.

For the petitioners : Mr. A. Sarma, Advocate

For the respondent : Mr. D. Nath,  
Sr. Govt. Advocate, Assam  
Mr. R.K.D. Choudhury, D.S.G.I.  
Mr. P.P. Dutta, S.C., S.M.B.  
Mr. S.C. Khound, Advocate

– B E F O R E –

**HON'BLE THE CHIEF JUSTICE MR. ASHUTOSH KUMAR**

**HON'BLE MR. JUSTICE ARUN DEV CHOUDHURY**

**24-04-2026**

***(Ashutosh Kumar, C.J.)***

The last of the affidavits filed on behalf of the State lists the number of facilities for segregating the solid waste and the ongoing projects for preventing any dumping of waste thereby disturbing the city civic life.

An up-dated affidavit is required to be filed as to the status of those projects which are under construction.

Let that affidavit be filed by the next date.

Re-notify on **17.07.2026**.

**JUDGE**

**CHIEF JUSTICE**

**Comparing Assistant**