

Serial No.03
Regular List

HIGH COURT OF MEGHALAYA
AT SHILLONG

PIL No.2/2022

Date of Order: 02.03.2022

In Re Suo Motu Illegal Mining of Coal Vs. State of Meghalaya
in the State of Meghalaya

Coram:

Hon'ble Mr. Justice Sanjib Banerjee, Chief Justice
Hon'ble Mr. Justice W. Diengdoh, Judge

Appearance:

For the Petitioner/Appellant (s) : –
For the Respondent (s) : Mr. B Bhattacharjee, AAG
Ms. R Colney, GA

In view of the gravity of the matter, let this matter be placed before the Full Bench with the full complement of the Judges of this Court.

The matter is of importance and great seriousness since orders of the National Green Tribunal as approved by the Supreme Court appear not to have been carried out. In view of Article 144 of the Constitution of India and the obligation of all to aid in the implementation of the orders of the Supreme Court and the apparent failure of the State in such regard as would be apparent from the newspaper reports on the basis of which cognizance was taken, an inquiry is called for. It is also evident that certain time-bound recommendations were made by a committee constituted by the NGT and there is copious reference to such recommendations in the Supreme Court order of July 3, 2019. Several other recommendations have subsequently been directed to be implemented by the NGT, but it does not appear that any action has been taken in such regard.

The aspect that engages the attention of this Court is the illegal mining that appears to have resurfaced and is rampant in large areas of the State, without any permission or license or sanction being obtained therefor notwithstanding the law as declared in the Supreme Court judgment of July 3, 2019.

Let the matter appear before the Full Bench on March 7, 2022.

(W. Diengdoh)
Judge

(Sanjib Banerjee)
Chief Justice

Meghalaya
02.03.2022
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