

**BEFORE THE NATIONAL GREEN TRIBUNAL
EASTERN ZONE BENCH, KOLKATA
(THROUGH PHYSICAL HEARING WITH HYBRID MODE)**

Original Application No.47/2025/EZ

Satyanand Ray

Applicant(s)

Versus

State of Bihar & Ors.

Respondent(s)

Date of hearing: 27.03.2025

**CORAM: HON'BLE MR. JUSTICE B. AMIT STHALEKAR, JUDICIAL MEMBER
HON'BLE DR. ARUN KUMAR VERMA, EXPERT MEMBER**

For Applicant(s) : Ms. Sneha Singh, Advocate (in Virtual Mode)

ORDER

1. Heard Ms. Sneha Singh, learned Counsel appearing (in Virtual Mode) for the Applicant.
2. The Applicant has filed this Original Application alleging that the Respondent No.3, Nagar Parishad Danapur Nizamat, is dumping garbage adjacent to his house in an open air by creating a boundary though the area which is a residential area and there are other persons also residing in the said area.
3. The Applicant has alleged the improper disposal of garbage resulting in pollution in Danapur area adversely affecting the health and environmental quality of the area. It is stated that earlier the Applicant had filed Civil Writ Jurisdiction Case No.10780 of 2017 (*Satyanand Ray vs. State of Bihar & Ors.*) on the same issue but the Writ Petition was withdrawn by him and the same was dismissed as withdrawn by the Hon'ble of Judicature at Patna vide order dated 21.12.2020.

4. Photographs have been filed at page no.35 colly which show a dismal and despicable condition of the area due to slack and improper garbage management and municipal waste disposal.
5. Matter requires consideration.
6. Issue notice to the Respondents, returnable within four weeks.
7. Mr. Surendra Kumar, learned Counsel who is present in Court, accepts notice on behalf of the Respondent Nos.1, 2 and 4, State Respondents, Government of Bihar.
8. Ms. Amrita Pandey, learned Counsel appearing (in Virtual Mode), accepts notice on behalf of the Respondent No.5, Bihar State Pollution Control Board.
9. Mr. Ghanshyam Pandey, learned Counsel appearing (in Virtual Mode), accepts notice on behalf of the Respondent No.3, Nagar Parishad Danapur Nizamat, Patna, Bihar.
10. We also direct the Pollution Control Board to inspect the site and submit its report within four weeks particularly with regard to siting criteria; standard of municipal waste disposal and the present condition of the area.
11. All the Respondents shall file their counter-affidavits within four weeks.
12. The Counsel for the Applicant shall serve e-copy/soft copy of the Original Application along with all its annexures upon Mr. Surendra Kumar, Ms. Amrita Pandey and Mr. Ghanshyam Pandey, learned Counsel for the Respondents, within 24 hours.

13. **List on 02.07.2025.**

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B. Amit Sthalekar, JM

March 27, 2025,
Original Application No.47/2025/EZ
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Dr. Arun Kumar Verma, EM