

**BEFORE THE NATIONAL GREEN TRIBUNAL
EASTERN ZONE BENCH, KOLKATA**

O.A. No. 132/2016/EZ

ABDULLA SARDAR @ SARDAR ABDULLA AL MAHAMUD

VS

DIVISIONAL FOREST OFFICER & ORS

CORAM: Hon'ble Mr. Justice (Dr.) P.Jyothimani, Judicial Member
Hon'ble Prof. (Dr.) P. C. Mishra, Expert Member

PRESENT: Applicant : Mrs. Debanjana Ray Chaudhuri, Advocate
Respondents No. 1,2,4,5 & 6 : Mr. Bikas Kargupta, Advocate
Respondent No. 3 : Mr. Sibojyoti Chakraborti, Advocate
Respondent No. 8 : Mr. Gorachand Roychowdhury, Advocate
Respondent No. 7 : None

Date & Remarks	Orders of the Tribunal
Item No. 6 3 rd January, 2017.	<p style="text-align: center;">We have heard the learned counsel for the applicant as well as the respondents particularly, the respondents No. 8 and 10.</p> <p style="text-align: center;">Mr. Bikas Kargupta, learned counsel appearing for the 10th respondent seeks time to file report as directed by the Tribunal. The report shall be filed on the next date of hearing with advance copies on the other side.</p> <p style="text-align: center;">It is seen on record that an illegal fishery bandh has been put up in the area concerned at Plot No. 661, Budhkhali to the extent of 10 to 12 HA. The putting up of the fishery bandh in the area is absolutely not permissible which tends to create ecological imbalance apart from environmental degradation.</p>

In these circumstances and in order to protect the serenity of the Sundarban area we are of the view that the fishery bandh put up illegally should be removed.

Accordingly, we direct the 4th respondent, i.e., Sub-divisional Officer, Canning-I, South 24 Parganas, 6th respondent, O/C, Canning PS as well as 9th respondent, Sunderban Development Board to remove all the fishery bandhs from the aforesaid area and file a compliance report on the next date of hearing. We make it very clear that if the bandhs are not removed, coercive action shall be taken against the official respondents.

The other respondents, who have not yet filed their replies, may do so within four weeks from today after serving advance copies on the other side who shall be entitled to file rejoinders thereto within one week thereafter.

Mr. Sibojyoti Chakraborti, Ld. counsel for the State PCB, i.e., 3rd respondent seeks time to file vakalatnama and reply before the next date.

Post the application on 1.2.2017.

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Justice (Dr.) P. Jyothimani, JM
3-1-2017

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Prof. (Dr.) P. C. Mishra, EM
3-1-2017

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