

**BEFORE THE NATIONAL GREEN TRIBUNAL,  
PRINCIPAL BENCH, NEW DELHI**

**M.A. No. 761 of 2013  
In  
Original Application No. 110 of 2013**

**IN THE MATTER OF:**

**Subhas Datta Vs. Union of India &Ors.**

**CORAM :** HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON  
HON'BLE MR. JUSTICE M.S. NAMBIAR, JUDICIAL MEMBER  
HON'BLE DR. D.K. AGRAWAL, EXPERT MEMBER  
HON'BLE PROF. A.R. YOUSUF, EXPERT MEMBER

**Present:**

Applicant	Mr. Subhah Dutta, Advocate
Respondent No.1:	Mr. Vikas Malhotra, Mr. M.P. Sahay, Advocates.
Respondent No.3:	Mr. Sanjay K. Das, Advocate.
Respondent No.5:	Mr. Swetaketu Mishra, Advocate
Respondent No. 6:	Mr. Manoj K. Das, Advocate
Respondent No.8:	Mr. A.K. Panda, Sr. Adv., Mr. S. Panda, Adv. and M. Paikaray, Advocate

	<b>Date and Remarks</b>	<b>Orders of the Tribunal</b>
	Item No. 07, December 03, 2014 A	<p style="text-align: center;"><b><u>M.A. No. 761 of 2014</u></b></p> <p>Nobody is present on behalf of the Applicant.</p> <p>The Application is dismissed on account of non-appearance.</p> <p>Accordingly, M.A. No. 761 of 2014 stands disposed of.</p> <p style="text-align: center;"><b><u>Original Application No. 110 of 2013</u></b></p> <p>Learned counsel appearing for State submits that they have filed the status report. However the same is not on record. Counsel to check up the same and have the same placed on record of the Tribunal.</p> <p>Learned counsel appearing for the counsel of State of Odisha submits that the counsel is not well and prays for a short adjournment.</p> <p>The Director Town Planning is present in person.</p> <p>We must notice that the Affidavit filed on behalf of the various Respondents, Authorities and State are entirely insufficient and do not show the compliance of the Order of the Tribunal. Consequently, we direct all</p>

the Learned counsel appearing in the case to submit complete information and Officers should be present before the Tribunal with the requisite records in relation to:-

1. The stage of finishing and operationalization of cremation ground;
2. Stage of collection, treatment and discharge of sewage;
3. The properties which are in the CRZ Zone and under what Authority of law the Hotels were permitted to come up in the CRZ Zone;
4. The demolitions of unauthorized and illegal properties, if any, taken by the State and various Departments.

The State, Pollution Control Board and Corporation all three would inform, all the hotels on the beach of Jagannath Puri to be present before the Tribunal on the next date.

They shall show cause as to under what Authority of law such Hotels were built and under which sanctioned plan and whether they have raised any illegal construction even if they were permitted to construct in CRZ zone. All such parties would be directed to be present before the Tribunal on 08<sup>th</sup> December, 2014. Notice to be issued by the State Government.

Learned counsel appearing for the counsel of State of Odisha also appears for Puri Konark Development Authority.

Earlier order shall be complied and the directions issued above should be complied by all the concerned

		<p>without default and delay.</p> <p>List this case on 08<sup>th</sup> December, 2014.</p> <p>.....,CP (Swatanter Kumar)</p> <p>.....,JM (M.S. Nambiar)</p> <p>.....,EM (Dr. D.K. Agrawal)</p> <p>.....,EM (Prof. A.R. Yousuf)</p>
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