



attention it deserves. It had been expressed by us earlier that in order to prevent contamination of the water, it was essential to divert the untreated sewage away from the water body for which it had been directed that the respondent No. 3 would take appropriate steps.

By filing MA 946/2016/EZ, difficulty has been expressed by the Howrah Municipal Corporation, Respondent No. 3, in undertaking the task, particularly with specific reference to the expenditure that may be involved. It is submitted that M/s Makintosh Burn Ltd. Has been entrusted with this job but so far they have not responded.

We are unable to understand as to how the said construction company would refuse to undertake the work if all requirements are provided for the purpose.

The difficulty expressed on behalf of respondent No. 3 in meeting the requisite expenditure is not acceptable to us. It is perplexing to note that on the one hand the respondent No. 3 projects the expenditure as huge and on the other hand it is stated that they have engaged the construction company to do the work. This is a mutually conflicting stand.

Be that as it may, we direct the respondent No. 3 to place before us the DPR (Detailed Project Report) which would include the expenditure involved in the project on the next date to enable us to pass necessary direction.

In the meantime, M/s Makintosh Burn Ltd. being a necessary party in this regard is directed to be impleaded as respondent No. 7. Issue notice upon the added respondent returnable in two weeks. The said respondent shall file its reply on or before the next date.

We request Mr. Subhas Datta to serve notice dasti upon the added respondent in order to avoid delay in disposal of the matter.

The question of cleaning of the island formed by water hyacinth being a complicated scientific issue, shall be considered at the time when this application will be disposed of finally. In the meanwhile, we

would request Mr. Subhas Datta and other respondents to provide suggestions in this regard for our consideration after obtaining opinion of experts.

**List on 28.7.2016.**

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Justice S.P.Wangdi, JM

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Prof. (Dr.) P. C. Mishra, EM

