

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

O.A. No. 101/2015/EZ

BISWAJIT MUKHERJEE

VS

UNION OF INDIA & ORS

CORAM: Hon'ble Mr. Justice S.P.Wangdi, Judicial Member
Hon'ble (Dr.) Nagin Nanda, Expert Member

PRESENT: Applicant : None
Respondent No. 1 : None
Respondent Nos. 2,4,5 to 7 : Mr. Bikas Kargupta, Advocate
Respondent No. 3 : Mr. Sibojyoti Chakraborti, Advocate

Date & Remarks	Orders of the Tribunal
<p>Item No. 1 16th April, 2018.</p>	<p style="text-align: center;">Affidavit filed on behalf of the Addl. Chief Secretary in-Charge Micro, Small & Medium Enterprise and Textiles Deptt., Govt. of West Bengal, dated 27.2.2018 by Mr. Bikas Kargupta, Ld. Govt. Advocate, is ordered to be taken on record.</p> <p>The principal reason why this matter is still pending disposal is for the reason that the policy decision taken earlier by the Govt. of West Bengal had not yet been notified and certain amendments to incorporate one of the major requirements, i.e., to ensure that the fire crackers units are evenly distributed in different districts of the State for convenience of regulation of such units, had not been carried out. The object of issuing of such direction was</p>

essentially to ensure that firstly, there was no uncontrolled and unregulated establishment of fire cracker units jeopardising the security of the State and secondly to monitor pollution control and indiscriminate sale and bursting of fire crackers.

In the affidavit filed today, it appears that the State Government are taking steps to establish clusters for setting fire cracker units in different districts for which purposes in the first instance, areas have been earmarked in the South 24 Parganas and similar steps have been initiated for the districts of Hooghly, Howrah, Murshidabad and Burdwan. Let the State Respondents submit further report on the follow up action taken on this.

The involvement of the West Bengal Pollution Control Board is paramount considering the fact that the State is facing severe air pollution. We direct the State PCB to place before us the present status of the consents granted to the various units apart from the ones filed earlier.

List on 3.7.2018.

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Justice S.P.Wangdi, JM
16-04-2018

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Dr. Nagin Nanda, EM
16-4-2018

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