

GAHC010277192023



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : PIL/77/2023

KACHUTALI GRAMOUNNAYAN COMMITTEE
REP. BY ITS SECRETARY ,
SADULLA CHOUDHURY (AGE ABOUT 40 YEARS),
S/O- SIRAJUL HOQUECHOUDHURY,
R/O- VILLAGE KACHUTALI,
P.O- DIGARU,
P.S- SONAPUR, DIST- KAMRUP (M), ASSAM

VERSUS

THE STATE OF ASSAM AND 3 ORS
REP. BY THE PRINCIPAL SECRETARY , FOREST AND ENVIRONMENT
DEPARTMENT TO THE GOVT. OF ASSAM

2:THE CHAIRMAN
POLLUTION CONTROL BOARD
ASSAM
BAMUNIMAIDAM
GUWAHATI-21

3:THE CIRCLE OFFICER
SONAPUR REVENUE CIRCLE

KAMRUP (M)
ASSAM

4:BIREN DEKA
OWNER DBI BRICK INDUSTRY
VILLAGE BARKHAT

P.O- SONAPUR

PIN-782402
DIST- KAMRUP (M)

Advocate for the Petitioner : MR F Z MAZUMDER

Advocate for the Respondent : GA, ASSAM

**BEFORE
HONOURABLE THE CHIEF JUSTICE
HONOURABLE MR. JUSTICE SUMAN SHYAM**

ORDER

22.04.2024

(Vijay Bishnoi, CJ)

In this PIL petition learned counsel for the petitioner has alleged that one brick industry is established in village Barkhat, P.O. – Sonapur in the district of Kamrup (M) completely in violation of the law. Learned counsel for the petitioners has submitted that the petitioners have already filed a representation before the Circle Officer, Sonapur Revenue Circle, impleaded as respondent No.3 in the PIL, with a prayer for closing the brick kiln set up in village Barkhat, P.O.- Sonapur as the same is established in violation of the established rules. Learned counsel for the petitioners has submitted that the petitioners would be satisfied if the Circle Officer is directed to consider and decide the representation filed on behalf of the petitioners on 29.08.2023 within a stipulated time.

Having considered the request made by the learned counsel for the petitioners, we deem it appropriate to dispose of this PIL with a direction to the Circle Officer, Sonapur Revenue Circle to consider and decide the representation filed on behalf of the petitioners dated 29.08.2023, if the same has not been decided till date, expeditiously, preferably within a period of two months after providing reasonable opportunity to the petitioners as well as the owner of the

DBI Brick Industry in accordance with law.

JUDGE

CHIEF JUSTICE

Comparing Assistant