

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

O.A. No. 74/2015/EZ

JOYDEEP MUKHERJEE

VS

**POLLUTION CONTROL BOARD,
TRIPURA & ANR**

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

PRESENT: Applicant : None
Respondent No. 1 : Mr. Samarjit Bhattacharjee, Advocate
Mr. Kausik Nath, Advocate
Respondent No. 2 : Mr. Tarun Kumar Ray, Sr. Advocate
Mr. Arnab Ray, Advocate

Date & Remarks	Orders of the Tribunal
<p>Item No. 8 13th May, 2016.</p>	<p>Mr. Tarun Kumar Ray, Ld. Sr. Advocate appearing with Mr. Arnab Ray, Adv. for respondent No. 2, the Chief Secretary, Govt. of Tripura, submits that a comprehensive status report has been filed in pursuance of our order dt. 18.4.2016 and prays that the same be taken on record.</p> <p>Mr. Samarjit Bhattacharjee, Ld. Adv. appearing with Mr. Kausik Nath, Adv. for Respondent No. 1, Tripura State PCB, prays that a reasonable time be granted to enable the PCB to take necessary action against all those brick kilns operating without valid consent as per list provided by the State of Tripura in the affidavit filed by the Chief Secretary.</p> <p>We find the submission to be reasonable and, therefore, allow the PCB to take all steps under the law to ensure that non-compliant brick</p>

kilns are brought within the ambit of the law and while taking such step, they shall take into consideration the orders passed by us in respect of the illegal brick kilns of the States of West Bengal and Bihar pertaining to **category C and category D where compensation/penalty has been imposed at the rate of Rs. 1.00 lakh and Rs. 1.5 lakh respectively.**

We may clarify that category C are those brick kilns which at some of time did have the necessary consents to operate but continued to operate even after its validity had expired. Category D has been identified as the ones which did not have any consent to operate at all. Reference in this regard may be made to our common order dated 29.03.2016 on the various MAs arising out of OA 2/2015/EZ, OA 3/2015/EZ, OA 39/2014/EZ, OA 41/2014/EZ & OA 42/2014/EZ.

It is submitted by Mr. Bhattacharjee that PCB has already issued show notices to a large number of brick kiln owners which have also been published in the local newspapers and that, in response thereto, many have applied for consent.

We leave it upon the PCB to proceed in the matter in accordance with law in the light of our order dated 29.3.2016(supra). The PCB is at liberty to exercise its powers vested in them under the Air (Prevention and Control of Pollution) Act, 1981 and the Water (Prevention and Control of Pollution) Act, 1974 for ensuring compliance of those laws.

We grant the PCB two months' time as prayed for completion of the exercise and direct them to file status report on or before the next date.

Mr. Bhattacharjee has also raised serious objections on the maintainability of the original application on various grounds. We shall take into consideration of those at the time of its final disposal.

The cause title pertaining to respondent No. 2 be rectified as “State of Tripura through the Chief Secretary”.

Registry to do the needful to effect the rectification.

List on 29.7.2016.

.....
Justice S.P.Wangdi, JM

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



**TRIPURA STATE POLLUTION CONTROL BOARD**Parivesh Bhawan, Pandit Nehru Complex
Gorkhabasti, Kunjaban, Agartala-799006

S.N.	Defaulting Brick Kilns
WEST DISTRICT: Mohanpur Sub-Division:	
1.	Baba Bricks Company Prop: Sri. Subrata Ghosh Kalagachhia, Barsanpara, Sidhai, Tripura(W)
2.	Bholanath Bricks Industry Sri. Nanda lal Roy Mantala, Simna-Agartala Road, Sidhai, Mohanpur, Tripura (W)
3.	Kaushik Brick Field Prop: Sri. Dharendra Ch. Bhattacharjee Debapur, Kalagachhia, Sidhai, Tripura(W)
4.	Maa Durga Brick Field Prop: Sri Pradip Ch. Paul Vill: Arakhata, P.O:Mohanpur, Sidhai, Tripura (W)
5.	Nanda Roy Bricks Industry Prop: Nanda Roy Barsanpara, Kalacherra, Mohanpur, Tripura (W)
6.	Pradip Kr Roy Brick Industry Prop: Mrs. Ila Shome (Roy) Barsanpara, Kalacherra, Mohanpur, Tripura (W)
7.	Pragati Brick Field Sri. Paritosh Saha (Partner) Kalagachia, Mohanpur, Tripura (W)
8.	Pragati Bricks Industries Sri. Paritosh Saha (Partner) Vill: Kalagachhia, P.O: Mohanpur, Sidhai, Tripura (W)
9.	Purbanchal Crafts Development Society Sri Dilip Kr. Debnath (Secretary) Kalagachhia, P.O: Sidhai, Tripura (W)
10.	Ramthakur Bricks Indusry Prop: Sri. Rabindra Datta Fatikcherra, Satdubia, Mohanpur, Tripura (West)
11.	Rony Bricks Industries Prop: Rina Sutradhar HarinaKhala, Mohanpur, Sidhai, Tripura(W)
12.	Royal Goenka Bricks Prop: Sri Ranjit Debnath Bamutia, Mohanpur, Tripura(W)
13.	Star Bricks Industries Prop: Sri. Pujan Chakraborty Kalagachia, Sidhai, Mohanpur, Tripura(W)
14.	Tushar Bricks Industries Prop: Smt. Sangita Saha Harinakhola, P.O: Sidhai, Tripura(W)
Jirania Sub-Division:	
15.	A.V. Industries Sri Sabyasachi Chowdhury (Partner), Uttar Joynagar, Jirania
16.	Ashutosh Mukherjee Bricks Industries Sri Prasanta Mukherjee Noabadi, Jirania
17.	Baba Loknath Bricks Sri Shibu Saha (Partner), East Bazar, Champaknagar, Chintamani Kobra Para, A. A Road
18.	Damodar Bricks Industries Sri Bibekananda Choudhuri (Partner), Vill: Chintaram Kobrapara, P.O: Champak Nagar, Tripura(W)
19.	Ganesh Laxmi Bricks Industries Sri Subrata Bhattacharjee (Partner), Noabadi, Jirania, Tripura (W)
20.	Janani Bricks Industries Sri Narayan Ch. Debnath Khamarbari, Champaknagar, Tripura (W)
21.	Janani Bricks Manufacturers Sri Narayan Ch. Debnath Khamarbari, Champaknagar, Tripura (W)
22.	Joy Mata Bricks Industries Smt. Geetasree Kar, Bhaskar Kobra Para, Bankim Nagar, Jirania, Tripura (W)
23.	Joyram Industries Sri Kishore Sen (Partner) Champaknagar, Jampuijala Road, P.O: Champaknagar, Tripura
24.	Jyoti Bricks Industries

	Sri Ajit Kr. Saha, Partner, Noabadi, Jirania, Tripura(W)
25.	Kalika Well-Set Bricks Industries Sri Rajesh Saha, Vill : Khamarbari, P. O : Champaknagar, Tripura (W)
26.	Kalikrishna Bricks Co. Sri. Dipak Pal Harijoy Chowdhury Para, Mazlishpur, Jirania, Tripura (W)
27.	Kalima Brick Industry-II Sri Sukha Ranjan Saha, Vill: Joynagar, P.O: Jirania , Tripura (W)
28.	Laxmi mata Bricks Industries (Unit-1) Smt Puspita Saha Noabadi, Jirania, Tripura(W)
29.	Laxmi mata Bricks Industries Unit-2 Smt Puspita Saha Noabadi, Jirania, Tripura(W)
30.	Laxmi Narayan Bricks Industry Smt. Kalpana Saha Vill-Jirania, Ramthakur para, Birendranagar, Tripura(W)
31.	Loknath Bricks Sri Shibu Saha, (Partner), Champaknagar, Purba Bazar, Agartala, Tripura (W)
32.	M/s. Maa Manasa Bricks Industries Sri Prasanta Mukherjee (Managing Partner), Noabadi, Jirania, Tripura (W)
33.	Maa Bricks Industry Sri Suman Datta, (partner) Vill. & P.O: Gouranga Tilla, Khayerpur, Tripura (W)
34.	Maa Sarada Bricks Manufacturing Sri Sunil Ch. Saha, Kalabagan, Bagan Tilla, Jirania, Tripura(W)
35.	Maa Sarada Devi Industries Sri Sunit Das (Partner), Noabadi, Jirania, Tripura (W)
36.	Maa Tara Bricks Industry Sri Niranjn Ch. Roy (Partner), Vill. & P.O: Sachindranagar Colony, Jirania, Tripura (W)
37.	Nimai Bricks Company-I Smt. Soma Kar, Jirania, Joynagar, Tripura (W)
38.	Nimai Bricks Company-II Smt. Soma Kar, Jirania, Joynagar, Tripura (W)
39.	Om Bricks Industries, Sri Goutam Saha, Partner, Joynagar, Jirania, Tripura(W)
40.	Pratima Bricks Industries Smt .Pratima Banik (prop.) Mohanpur, Brajanagar, Jirania
41.	Purbachal Kiln Burn Bricks Sri Niranjn Banik (Partner) Champaknagar, Sadhupara, Jirania, Tripura(W)
42.	Ramkrishna Bricks Industries Smt. Gayatri Das Noabadi, P.O: Birendranagar, Jirania, Tripura(W)
43.	Ramthakur Industries Sri. Arun Kr. Dey (Partner) Vill & P.O: Champaknagar, Jirania, Tripura West
44.	Rita Bricks Industries Smt. Rita Roy Barman P. O + Vill : Khamarbari, Champaknagar, Tripura (West)
45.	Sagar Bricks Industry Smt. Rupa Bardhan Kalabagan , Joynagar, Jirania, Tripura(W)
46.	Satya Narayan Brick industry (Unit -I) Sri. Narayan Debnath(Partner) Noabadi, Jirania, Tripur (W)
47.	Sherowali Brick Industry Sri Partha lal Saha S.N Colony, Jirania, Tripura(W)
48.	Shib Construction Sri Goutam Saha S.N. Colony, Purba Barjala, Jirania
49.	Sree Ram Bricks Industries Sri Biswajit Sarkar Vill: Jirania Khola, P.O:Birendranagar, Tripura(W)
50.	Sumati Bricks Industry Sri Tapan Kr. Das (Partner) Chintaram Kobrapara, P. O : Champaknagar, Tripura (W)

51.	Sutradhar Bricks Industries Sri Sudhir Sutradhar Kalachan Kobrapara, P.O.:Jirania Sadar, Tripura(W)
52.	Tripura Bricks Company Sri Bijoyendra Datta (Partner) Jirania, Baidyathakur Para, Tripura(W)
Sepahijala District:	
53.	B. D. S. Brick Field Sri Priyanath Das (Partner) Ghamfala, Indiranagar, Sepahijala, Tripura
54.	Basanti Brick Industries Sri Ashok Roy Vill & P.O: Manai Pathar, Sonamura, Tripura
55.	K.M. industries Sri Tapan Saha, (Partner) Konaban, Bishalgarh, Tripura, Sepahijala District
56.	Maa Brick Industries Sri. Sushanta Mahalanabish Vill. & P.O.: Putia, Sonamura, Sepahijala District
57.	Majumder Bricks Industries Prop.:Sri Dilip Vill: Jangalia, P.O: Sekerkote, Tripura, Sepahijala District
58.	Nag Bricks Industry Sri Pradip Nag Lalmaibari, Taxapara, Sonamura, Sepahijala District
59.	R.M. Bricks Sri Pradip Nag Vill+PO- Bajimara, Sonamura, Tripura, Sepahijala District
60.	Sagar Bricks Industry Sri Subrata Debnath Mahesh Khala, Dukli, Bishalgarh, Tripura Sepahijala District
61.	Sanghati Bricks Industry Abul Basar, Vill. Bejimara, P.O: Rabindranagar, Sonamura, Sepahijala, Tripura
62.	Subrata Bricks Industry Sri Gandhi Singh Noatia Birendranagar, P.O: Manaipathar, Sonamura
Unakoti District:	
63.	Biprotik Bricks Industry Sri Biplab Deb Vill + PO: Saidarpar, Fatikroy, Unakoti, Tripura
64.	Durga Bricks Industries Sri Arun Kanti Chanda (Partner) Narayanpur, Pecharthal, Unakoti, Tripura
65.	Joy Ram Brick Industries Sri Gopal Banik (Partner) Krishnanagar, Kumarghat, Unakoti, Tripura
North District:	
66.	B.B Deb & Co. Prop: Sri Bidhu Bhusan Deb Padmapur, Dharmanagar, North Tripura
67.	Basanti Bricks Industry Pro: Sri Suhridmoy Nath. Gopalpur, Kanchanpur, North Tripura
68.	Chapala Bricks Industry Pro: Sri Debarghya Bhowmik (Partner) Ganganagar, Dharmanagar, North Tripura
69.	Insaniat Industrial Firm (Unit-II) Md. Fakar Uddin (Partner). Bagan, Premtala, Dharmanagar, North Tripura
70.	Jaba Bricks Industry Pro:Sri Satya Bhattacharjee (Partner), Balidum, Dharmanagar, North Tripura
71.	Kshiroda Bricks Industry (Unit-II) Sri. Atika Rn. Nath Near Kanchanpur Post Office, Kanchanpur, North Tripura
72.	Narayan Bricks Industries (Unit-II) Pro: Bina Purkayastha Damcherra Road, Panisagar, North Tripura
73.	Nurul Haque Bricks Industries Prop: Md. Narul Haque Jerichery, Kurti, Premtala, Dharmanagar, North Tripura
74.	Om Bricks Pro:Sri Lakshan Chattarjee. Jubaraj nagar, Dharmanagar, North Tripura
75.	Radha Ballabh Bricks Industry Prop: Sri Sajal Chandra Deb. Kakrirpar, Dharmanagar, North Tripura
76.	Sati Tripura Brick Industry Prop: Sri Ramendra Narayan Choudhury

	Piplacherra, Damcherra, North Tripura
77.	Shyama Bricks Industry Sri Bijan Pal (Partner), Subhasnagar, Kanchanpur, North Tripura
78.	Sibalee Bricks Industry Pro: Sri Chandragupta Barua (Partner) Radhamadhabpur, North Dasda, Kanchanpur, North Tripura
79.	Soubik Bikash Bricks Industries Prop: Sri. Siddhartha Shankar Esh Kameswar, Dharmanagar, North Tripura
80.	Swarupananda Bricks Kiln Prop: Sri. Pranab Chanda D. T. Road, Krishnapur, Dharmanagr, North, Truipura
81.	Tarani Bricks Industries Sri Sailendra Ch Nath Palgaon, Paschim Tilthai, Dharmanagar, North Tripura
82.	Trinath Brick Field Industry Pro: Sri Abani Mohan Das, West Padmabil, Dharmanagar, North Tripura
83.	Tripura Small Industries Corporation Ltd. In-Charge (TSIC) Shantipur, Kanchanpur, North Tripura
84.	Uttara Bricks Industries Chaban Bhattacharjee (Partner) Prathekroy, Dharmanagar, North Tripura
Dhalai District:	
85.	Annapurna Bricks Company Sri Pratap Paul Vill- Apareskar, PO- Halahali, Kamalpur, Dhalai Tripura
86.	Dhalai Bricks Company Sri. Bidhu Bhusan Deb Basudeb Para, Kulai, PS- Ambassa, Dist.- Dhalai, Tripura
87.	Five Star Bricks Industry Sri Abhijit Bhattacharjee (Partner) Vill-Avanga, PO- Santir Bazar, Dhalai Tripura
88.	Loknath Bricks Industry Smt. Laxmi Rani Kalai Kulai, Ghantacherra, Dhalai Tripura
89.	Narayan Bricks Industries Sri. Parimal Deb(Partner) Kamalacherra, PO- Ambassa, Dhalai Tripura
90.	Nimai Bricks Industry (Unit-I) Sri Nimai Kar Vill- Mainama, PO- Manughat, Longtarai Valley, Dhalai Tripura
91.	Nimai Bricks Industry (Unit-II) Sri Nimai Kar Chailengta- Chawmanu Road, Mainama, Dhalai Tripura
92.	Ramthakur Bricks Proprietor Lalchari, Ambassa, kulai, Dhalai Tripura
93.	Sree Durga Bricks Industries Smt. Sukla Deb (Ghosh) Kachucherra, PO- Salema, Kamalpur, Dhalai, Tripura
94.	Swarupananda Bricks Industries Smt. Rita Naha Halahali, Kamalpur, Dhalai Tripura
95.	Tripura Small Industries corporation Ltd (Ambassa Bricks Field) Sri Ratan Kumar Ghosh (In-charge) Chandraicherra, PO- Ambassa, Dhalai Tripura
96.	Valley Bricks Industry-2 Smt. Rina Chakma Vill- Bhangamura (Near 8 th Bn TSR HQ), P.O: Chailengta, LT Valley, Dhalai,
97.	Valley Bricks Industry-I Sri Gour Gobinda Saha Vill- Bhangamura, P.O: Chailengta, LT Valley, Dhalai, Tripura
Khowai District:	
98.	Diya Bricks Industries Sri Swadesh Debnath (Partner) Dwarikapur, Kalyanpur, Khowai Tripura
99.	Kaibalyanath Bricks Industries Sri Haran Ch. Das Laltila, Moharcherra, Teliamura, Khowai, Tripura
100.	Kalimata Bricks Industry Sri. Dipak Saha Kalyanpur, Khowai, Tripura
101.	Santi Bricks Industries Smt. Mousumi Gupta (Deb) Paharmura, P.O- Khowai, Khowai, Tripura
102.	Sreelekha Bricks Industries Smt Sreelekha Pal

	Icharbil, Teliamura, Khowai ,Tripura
Gomati District:	
103.	Bampur Bricks Company Prop: Sri. Sanjib kr. Prasad (Part.) Bampur, Amarpur, Gomati, Tripura
104.	Bhadra Bricks Co. Prop: Sri. Babul Kanti Bhadra Kushamara, Kakraban, Udaipur, Gomati, Tripura
105.	Binode Datta & Co Sri. Binode Behari Dutta Love Story, Udaipur, Gomati, Tripura
106.	Binode Datta & Co (Unit-II) Prop: Sri. Binode Behari Dutta Gamaria, Maharani, Udaipur, Gomati, Tripura
107.	Chandimata Brick Industries Prop: Sri. Ashim Kr. Saha Hirapur, Maharani, Udaipur, Gomati, Tripura
108.	Chandimata Bricks Industry Prop: Sri. Narayan Nag Bampur, Amarpur, Gomati, Tripura
109.	D. Bhattacharjee & Co Sri. Dulal Bhattacharjee Hirapur, Maharani, Udaipur, Gomati, Tripura
110.	Gumati Bricks Company Prop: Sri. Ranjit Chandra Debnath Laxmipati, Maharani, Udaipur, Gomati, Tripura
111.	Kathiababa Bricks Industries Prop: Sri. Pranab Kr. Ghosh Chandrapur Colony (2 No.), Udaipur, Gomati, Tripura
112.	Loknath Bricks Industries Prop: Sri. Manoj Biswas Hirapur, Maharani, Udaipur, Gomati, Tripura
113.	Ma Bricks Industries Sri. Debabrata Debnath Malbasa, Amarpur, Gomati, Tripura)
114.	Maa Bricks Industries Prop: Sri. Arindam Lodh Hirapur, Maharani, Udaipur, Gomati, Tripura
115.	Quality Bricks Company Sri. Sanjit Kumar Prasad Tahkchara, Amarpur, Gomati, Tripura
116.	Ram Krishna Bricks Company Sri. Pradip Majumder (Partner) Natun Bazar, Amarpur, Gomati, Tripura
117.	Rangamati Bricks Industry Prop: Sri. Subhash Saha Bampur, Amarpur, Gomati, Tripura
118.	Renuka Bricks Industries Prop: Sri. Nipendra Ch. Datta Kathalia Bari, Pitra, Gomati, Tripura
119.	Sree Maa Bricks Industry Prop: Sri. Biplab Kr. Ghosh Gangfira, Jamjuri, Udaipur, Gomati, Tripura
120.	Udai Construction Prop: Smt. Mamata Jamatia Gamaria, Maharani, Udaipur, Gomati, Tripura
South District:	
121.	Anurupa Bricks Industry Prop: Sri. Satyendra Kumar Das M.B.C Nagar, Chittamara, Belonia, South, Tripura
122.	Basanti Bricks Industry Sri Samir Majumder (Partner) East Harina, Sabroom
123.	Bhagat Sing Bricks Industry Sri Badal Debnath (Partner) Rupaichari, Sabroom
124.	Durga Bricks Industries Prop: Sri. Kanu Lal Saha M.B.C Nagar, Chittamara, Belonia, South, Tripura
125.	Joyram Bricks Industries Sri. Manik Lal Das M.B.C Nagar, Chittamara, Belonia, South, Tripura
126.	Kaiballyanath Bricks Industry Prop: Sri Sanjit Dey Chatakchari, P/O- Sonaichari, Sabroom, South Tripura
127.	Parbati Bricks Industries & Construction Prop: Sri. Dipankar Bhowmik Chittamara, Belonia, South, Tripura
128.	Ramthakur Bricks Construction Prop: Sri. Sambhu Ch. Roy Birendranagar, Kwaifung, Santirbazar, South, Tripura

129.	Tarama Bricks Society Ltd. Prop: Sri. Manik Majumder(Partner) Uttar Bijoypur, Sabroom, South, Tripura
130.	Tripureswari Bricks Industries Sri. Gopal Routh M.B.C Nagar, Chittamara, Belonia, South, Tripura
131.	Uma Bricks Industries Prop: Sri. Prasanjit Shome South Sonaichari, Belonia, South, Tripura
132.	Vivekananda Bricks Industries Prop: Sri. Babul Baidya South Sonaichari, Belonia, South, Tripura