BEFORE THE NATIONAL GREEN TRIBUNAL
EASTERN ZONE BENCH, KOLKATA

MISCELLANEOUS APPLICATION NO.05/2026/EZ
IN
ORIGINAL APPLICATION NO.167/2024/EZ

NEWS ITEM TITLED "THREAT TO TEA GARDEN FROM MINING GANG" APPEARING IN THE TELEGRAPH DATED 12.06.2024

.....APPLICANT(S)

VERSUS

CENTRAL POLLUTION CONTROL BOARD

.....RESPONDENT(S)

REPORT FILED BY RESPONDENT NO. 2; THE WEST BENGAL POLLUTION CONTROL BOARD.

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Filed by

DIPANJAN GHOSH
ADVOCATE

SL. NO. 30 Dt. 19 NOV 2026

BEFORE THE NATIONAL GREEN TRIBUNAL

EASTERN ZONE BENCH, KOLKATA

GOVT. OF INDIA
SARBANI MITRA
NOTARY
Regd. No.-5515/06
SEALDAH COURT



MISCELLANEOUS APPLICATION NO.05/2026/EZ

IN

ORIGINAL APPLICATION NO.167/2024/EZ

NEWS ITEM TITLED "THREAT TO TEA GARDEN FROM MINING GANG" APPEARING IN THE TELEGRAPH DATED 12.06.2024

.....APPLICANT(S)

VERSUS

CENTRAL POLLUTION CONTROL BOARD

.....RESPONDENT(S)

Most Respectfully Sheweth

I, Sri Swarup Kumar Mandal, son of Sri Barendra Mandal, aged about 57 years, by Religion - Hindu, by Occupation-Service, working for gain at West Bengal Pollution Control Board, having office at 10A, Block- LA, Sector- III, Bidhannagar, Kolkata – 700 106, do hereby solemnly declare and say as follows:-

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01. That, I am the Chief Engineer, West Bengal Pollution Control Board (hereinafter will be referred to as the `State Board') and I am well acquainted with the facts and circumstances of the case. I have been duly authorized by the Respondent No. 02, to affirm this Affidavit on its behalf and as such, I am competent to do so.

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02. That, this affidavit is being affirmed in pursuant to the orders passed by this Hon'ble Tribunal dated 02.02.2026 and 23.03.2026, wherein the State Board was directed to compute and recover Environmental Compensation from illegal sand mining along Balasore and Rakti River beside the Putinbari Tea Estate, as per law, after giving them an opportunity of hearing.

03. That, the State Board issued letter to the Siliguri Polce Commissionerate with a request to ensure presence of the violators at the Siliguri Regional Office of the State Board on 10.09.2026 and 11.09.2026 respectively. Some of the violators appeared for hearing before the Regional Office of the State Board and they stated that they will not engage in such illegal sand mining activity in the future.

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05. It is therefore respectfully prayed that Hon'ble Tribunal may pass such order/orders as it deems fit and proper in the interest of justice.

Swarup Kumar Mandal
DEPONENT

GOVT. OF INDIA
SARBANI MITRA
NOTARY
Regd. No.-5515/08
SEALDAH COURT

19 NOV 2026

VERIFICATION

I, Sri Swarup Kumar Mandal, son of Shri Barendra Mandal, aged about 57 years, by Religion - Hindu, by Occupation-Service, working for gain at West Bengal Pollution Control Board, having office at 10A, Block- LA, Sector- III, Bidhannagar, Kolkata - 700 106, do hereby solemnly declare and say as follows:-

GOVT. OF INDIA SARBANI MITRA NOTARY Regd. No.-5515/08 SEALDAH COURT

1. That, I am the Chief Engineer, West Bengal Pollution Control Board and I am well acquainted with the facts and circumstances of the instant Original Application.
2. That, the statements made in paragraph 1 of this affidavit is true to my knowledge and belief.
3. That, the statements made in paragraphs 2 to 4 of this affidavit are my information derived from the records available in the office of the State Board which I verily believe to be true and the rest are my respectful submission before this Hon'ble Tribunal.

Swarup Kumar Mandal
DEPONENT

Identified and corrected by me
Advocate
WBPCB

Solemnly Affirmed & Declared Before Me
On Identification By.....

SARBANI MITRA
NOTARY
Regd. No.- 5515/08
Mob.- 9777208527

19 NOV 2026

RECEIVED Copy is Not Verified 05.XI.26 WEST BENGAL Pollution Board

LiFE Lifestyle for Environment

WEST BENGAL POLLUTION CONTROL BOARD
(Department of Environment, Government of West Bengal)
Paribesh Bhawan, 10A, Block – LA, Sector III, Bidhannagar
Kolkata – 700 106, Ph. No.: 033-2202-3000
Website: www.wbpcb.gov.in, Email: net.wbpcb-wb@bangla.gov.in

Memo No. -1M-11/2009 (Part-XIV) Date: /11/2026

DIRECTION

WHEREAS, the Hon'ble National Green Tribunal (NGT), Eastern Zone Bench vide orders dated 02.02.2026 and 23.03.2026 in O.A. No. 167/2024/EZ has directed to compute and recover Environmental Compensation from the illegal miners / violators for illegal sand mining along Balason and Rakti River beside the Putinbari Tea Estate as per law after giving them an opportunity of hearing and thereafter submit a compliance report. In compliance of the said orders of Hon'ble NGT, the following violators as identified for environmental violation and enlisted in the Action Taken Report dated 03.05.2025 by the Commissioner of Police, Siliguri Police Commissionerate, were called for a hearing by the **West Bengal Pollution Control Board** (hereinafter referred to as the State Board) on 10.09.2026 and 11.09.2026. The following violators were present in the hearing and all of them said that they will not further engage with such illegal sand mining activity.

Sl. No.	Case Reference	No. of vehicle seized	Present/ Absent in the hearing	Name and address of the Representative	Car Nos. as provided during hearing
1.	Matigara PS Case No. – 470/2024, Dated – 31/07/2024, U/S – 223/303(2)/317(2) of BNS R/W Section 21 of Mines & Minerals (Development & Regulation) Act	06 (six) wheeler Truck, having Regn. No. WB73C3924, loaded with sand	Absent	-	-
2.	Mitigara PS Case No. 471/2024, Dated 31/07/2024, U/S – 223/303(2)/317(2) of BNS R/W Section 21of Mines and Minerals (Development & Regulation) Act	01 (one) Dumper bearing Regn. No. WB-73E-2234, loaded with sand	Present	1.Shri Issac Ekka, Owner, Chandmoni Tea Estate, Old Matigara Road, P.O. & P.S.- Matigara, Dist.- Darjeeling appeared in the hearing. 2. Shri Jogo Bondhu Barman, Driver, Lalpool, Baniakhari, P.O.-Nemai, P.S.- Matigara, Dist.- Darjeeling appeared in the hearing.	WB-73E-2234
3.	Matigara PS Case No. – 482/2024, Dated – 10/08/2024, U/S- 223/303(2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals (Development & Regulation) Act	(03) Three nos. of vehicle Tractor bearing Regn. No. (i) WB 91 TC 02, (ii) WB-73 F 1219 and (iii) Tractor without number plate (Power Track 439 DS, ALT 4000)	Absent	-	-

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Sl. No.	Case Reference	No. of vehicle seized	Present/ Absent in the hearing	Name and address of the Representative	Car Nos. as provided during hearing
4.	Matigara PS Case No. – 483/2024, Dated – 11/08/2024, U/S-223/303(2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals (Development & Regulation) Act	01 (One) Tractor bearing Regn. No. WB-73-1274 loaded with river bed material	Present	Shri Dipak Singha, Owner, Dumriguri Chhat, P.O.-New Rangia, P.S.-Matigara, Dist.-Darjeeling appeared in the hearing.	WB-73E-1274
5.	Matigara PS Case No. – 549/2024, Dated – 13/09/2024, U/S-223/303(2)/317(2)(5) of BNS R/W Section 21of Mines & Minerals (Development & Regulation) Act	01 (One) vehicle Regn. No. WB-69A1571 loaded with river bed material	Absent	-	-
6.	Matigara PS Case No. – 598/2024, Dated – 08/10/2024, U/S-303(2)/317(2) of BNS R/W Section 21 of Mines & Minerals Act	01 (One Tractor (Dumper) bearing Regn. No. WB-73D/7809 loaded with river bed material	Present	1. Shri Rajanikant Roy, Driver appeared in the hearing. 2. Shri Bijoy Barman, Owner, Tirangamore, Patiramjote, P.S.-Matigara, Dist.-Darjeeling did not appear in the hearing.	WB-73D/7809
7.	Matigara PS Case No. – 616/24, Dated – 17/10/2024, U/S-303(2)/317(2) of BNS R/W Section 21 of Mines & Minerals (Development & Regulation) Act	01 (One) Tractor having Regn. No. WB-73E 0757 and another without number plate loaded with river bed material	Present	Shri Joydeb Singha, Owner & Driver, Vill. – Nabinjote, PO – Nemai, PS – Matigara, Dist. – Darjeeling, Pin – 734010 appeared in the hearing.	WB-73E-0757
8.	Matigara PS Case No. –76/2024, Dated – 13/11/2024, U/S-223/303(2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals (Development & Regulation) Act	01 (One) Tata Dumper having Regn. No. NL07A 9578 loaded with river bed materials	Present	1. Shri Abhijeet Barman, Driver Chaitanyapur, P.O.-New Rangia, P.S.-Matigara, Dist.-Darjeeling appeared in the hearing. 2. Shri Chandra Nath Balasure, Owner did not appear in the hearing.	NL-07A-9598
9.	Matigara PS Case No. –693/2024, Dated – 23/11/2024, U/S-303(2)/317(2)(5) of BNS R/W Section 21	02 (Two) vehicle no. WB 73 A/7789 (Tata Truck) and vehicle no. WB-73 G 4426 (Tractor with	Absent	-	-

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Sl. No.	Case Reference	No. of vehicle seized	Present/ Absent in the hearing	Name and address of the Representative	Car Nos. as provided during hearing
	of Mines & Minerals (Development & Regulation) Act	trolley) loaded with river bed materials			
10.	Matigara PS Case No. –695/2024, Dated – 24/11/2024, U/S-303(2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals (Development & Regulation) Act	01 (One) Vehicle bearing Regn. No. WB 73 G 5074 (Tractor with trolley) loaded with river bed material	Absent	-	-
11.	Matigara PS Case No. –697/2024, Dated – 24/11/2024, U/S-303(2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals (Development & Regulation) Act	01 (One) Vehicle bearing Regn. No. WB-74BP- 9836 (Tractor with trolley) loaded with river bed materials	Present	Shri Mintu Roy, Owner & Driver, Vill. – Panchkolguri, PO – Neami, PS – Matigara, Dist. – Darjeeling, Pin – 734010 appeared in the hearing.	WB-74BP-9836
12.	Matigara PS Case No. –698/2024, Dated – 25/11/2024, U/S-303(2)/317(2)(5) of BNS R/W Section 21/21(4) of Mines & Minerals (Development & Regulation) Act	01 (One) Truck bearing Regn. No. WB73H1339 loaded with river bed materials	Present	1. Shri Raghav Giri, Husband of Owner, Panchikalguri, P.O.-Nemai, P.S.-Matigara, Dist.-Darjeeling appeared in the hearing. 2. Smt. Mira Devi Giri, Owner did not appear in the hearing.	WB-73H-1339
13.	Matigara PS Case No. –707/2024, Dated – 29/11/2024, U/S-223/303(2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals Act, 1957	02 Two nos. of vehicle having Regn. No. WB74 BQ 8387 and Vehicle no. WB-91/8152 (Tractor with trolley) loaded with river bed materials.	Present	1. Shri Bimal Chandra Singha, Owner, Basa Mohar Singhjote, P.O.-Kadamtala, P.S.-Matigara, Dist.-Darjeeling appeared in the hearing. 2. Shri Dulal Barman, Driver, Purba Rangia, Sishabari, Near Nabayuba Sangha Club, P.O.-New Rangia, P.S.-Matigara, Dist.-Darjeeling appeared in the hearing. 1. Shri Sujit Roy, Owner, Rabindra Sarani, Baramohansinghjote, P.O.-Kadamtala, P.S.-Matigara, Dist.-	WB-91/8152 WB-74BQ-8387

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				Darjeeling appeared in the hearing. 2. Shri Mithun Barman, Driver, Purba Rangia, Shishabari, Near Nabayuba Singha Club, P.O.-New Rangia, P.S.-Matigara, Dist.-Darjeeling appeared in the hearing.	
14.	Matigara PS Case No. –26/25, Dated – 13/01/2025, U/S-303(2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals Act	WB-73 E 5260 (Dumper Truck) loaded with river bed material at Ashian Highway-2, Paulpara under PS – Matigara while the driver / owner of the vehicle fled away from the spot.	Present	1. Shri Ujjal Kr. Mahanta, Driver, Tari, Balason Colony, Tari North, PS-Matigara, Dist. – Darjeeling appeared in the hearing. 2. Shri Haripada Singha, Owner did not appear in the hearing.	WB-73E-5260
15.	Matigara PS Case No. –42/25, Dated – 20/01/2025, U/S-303(2)/317(2)/317(5)/ 3(5) of BNS R/W Section 21 of Mines & Minerals Act	One Dumper (06 wheelers) bearing Regn. No. WB-73E 7674 loaded with river bed materials (sand) at Chathut Medical more	Present	1. Shri Prodip Barai, Owner, Shantipur, P.O.-New Rangia, Bairatishal, P.S.-Matigara, Dist.-Darjeeling appeared in the hearing. 2. Shri Anil Kr. Sahani, Driver, Nemaijote, P.S.-Matigara, Dist.-Darjeeling appeared in the hearing.	WB-73E-7674
16.	Matigara PS Case No. –68/25, Dated – 31/01/2025, U/S-303(2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals Act	One vehicle Dumper Truck bearing no. WB-73 D 9727 loaded with river bed materials.	Absent	-	-
17.	Matigara PS Case No. –72/25, Dated – 01/02/2025, U/S-303(2)/317(2)/317(5) of BNS R/W Section 21 of Mines & Minerals Act	(i) One Mahindra Pickup vehicle bearing Regn. No. WB-73D/8697 and (ii) One Mahindra Pick up Vehicle bearing no. WB-73C/1771 both vehicles loaded with river bed materials	Present	1. Shri Pankaj Shah, Owner & Driver, Patiramjote, Rabindranagar, Near Matrichha, P.O. & P.S.-Matigara, Dist.-Darjeeling appeared in the hearing. 2. Shri Ratan Roy, Owner & Driver,	WB-73D-8697 WB-73G-1771

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Sl. No.	Case Reference	No. of vehicle seized	Present/ Absent in the hearing	Name and address of the Representative	Car Nos. as provided during hearing
				Banagar, P.O. & P.S.- Matigara, Dist.- Darjeeling appeared in the hearing.	
18.	Matigara PS Case No. –73/25, Dated – 01/02/2025, U/S-303(2)/317(2)/317(5) of BNS R/W Section 21 of Mines & Minerals Act	One Power track Tractor with trolley bearing Regn. No. WB-74 BP/0075 loaded with river bed materials	Present	1. Shri Shivnath Sahani, Driver, Baniakhari, Tripatijote, P.S.- Matigara, Dist.- Darjeeling appeared in the hearing. 2. Shri Surender Chohan, Owner did not appear in the hearing.	WB-74BP/0075
19.	Matigara PS Case No. –77/25, Dated – 02/02/2025, U/S-303(2)/317(2)/317(5) of BNS R/W Section 21 of Mines & Minerals Act	One Eicher Truck bearing Regn. No. WB-73G/4847 loaded with river bed materials near Sun Nursing Home, PS - Matigara	Present	Shri Shankar Roy, Owner, Kalamjote, P.S.- Matigara, Dist.- Darjeeling appeared in the hearing.	WB-73G-4847
20.	Matigara PS Case No. –79/25, Dated – 03/02/2025, U/S-303(2)/317(2)/317(5) of BNS R/W Section 21 of Mines & Minerals Act.	One Tractor with trolley without number plate, Chassis Serial No. T053632859KM, Engine Seal No. E3724340 loaded with river bed materials.	Absent	-	-
21.	Matigara PS Case No. –91/25, Dated – 07/02/2025, U/S-303(2)/317(2)/317(5) of BNS R/W Section 21 of Mines & Minerals Act.	One vehicle Tata small Truck having Regn. No. WB 73 E 2287 loaded with river bed materials (bolder)	Absent	-	-
22.	Matigara PS Case No. –110/25, Dated – 15/02/2025, U/S-303(2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals Act.	One Truck bearing Regn. No. WB 73D 3143 Blue color SML Turbo T3500 loaded with river bed materials	Absent	-	-
23.	Matigara PS Case No. –114/25, Dated – 16/02/2025, U/S-303(2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals Act.	One Truck (Dumper) bearing Regn. No. WB-76 A 9336 loaded with river bed materials.	Absent	-	-
24.	Matigara PS Case No. –115/25, Dated –	02 nos. of Tata Dumper bearing	Absent		-

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Sl. No.	Case Reference	No. of vehicle seized	Present/ Absent in the hearing	Name and address of the Representative	Car Nos. as provided during hearing
	16/02/2025, U/S-303(2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals Act.	Regn. No. WB-73 D 8883 & Tata Dumper Truck bearing Regn. No. WB-73 D 8432 loaded with river bed materials at By Pass More			
25.	Matigara PS Case No. –116/25, Dated – 16/02/2025, U/S-303(2)/317(2)(5)of BNS R/W Section 21 of Mines & Minerals Act.	One Truck (Dumper) bearing Regn. No. WB-73-D 880 loaded with river bed materials	Absent	-	-
26.	Matigara PS Case No. –117/25, Dated – 16/02/2025, U/S-303(2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals Act.	One Truck (Dumper) bearing Regn. No. WB-73 D-9614 loaded with river bed materials	Absent	-	-
27	Matigard PS Case No. 118/25, Dated 16/02/2025, U/S-303(2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals Act	One Truck (Dumper) bearing Regn. No. WB-73 D- 9649 loaded with river bed materials	Present	1. Shri Bappi Roy, Driver, Goyel Jote, PO – Nemai, PS-Matigara, Dist. - Darjeeling, Pin-734010 appeared in the hearing. 2. Shri Kesor Jha, Owner did not appear in the hearing.	WB-73D-9469
28	Matigara PS Case No. 119/25, Dated 16/02/2025, U/S- 303 (2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals Act	One Tractor with trolley bearing Regn. No WB-74 BN 4255 loaded with river bed materials	Present	1. Shri Ramesh Sahani, Driver, Baniakhari, Tripalijote, P.S.-Matigara, Dist.-Darjeeling appeared in the hearing. 2. Shri Ganesh Sahani, Owner did not appear in the hearing.	WB-74BN-4255
29	Matigara PS Case No. 120/25, Dated 16/02/2025, U/S- 303 (2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals Act	Tractor with trolley bearing Regn. No. WB 73 TC 180 without number plate loaded with river bed materials	Absent	-	-
30	Matigara PS Case No. 142/2025, Dated 27/02/2025, U/S-303(2)/317(2)/317(5) of BNS R/W Section	One Bolero Pick up bearing Regn. No. WB 73E-9985, loaded with river bed materials	Present	Shri Bikash Kumar Sha, Owner cum Driver, Rabindranagar near Matrichaya, PO & PS – Matigara, Dist. –	WB-73E-9985

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	21 of Mines & Minerals Act			Darjeeling appeared in the hearing.	
31	Matigara PS Case No. 150/2025, Dated 04/03/2025, U/S- 303 (2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals Act	One Tractor EURO 55, Supermaxx Blue Colour without number plate loaded with river bed materials	Absent	-	-
32	Matigara PS Case No. 151/2025, Dated 05/03/2025, U/S- 303 (2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals Act	One Tractor with Trolley bearing Regn. No. WB73BR 9383 loaded with river bed materials	Absent	-	-
33	Matigara PS Case No. 152/2025, Dated 06/03/2025, U/S- 303 (2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals Act	(i) One Tractor with trolley having Regn. No. WB 74 BN 9966 and (ii) Tractor with trolley having Regn. No. WB- 74 BQ 4061 loaded with stone chips and sand	Present	1. Shri Sanjib Barman, Driver, Goyel Jote, PO – Nemai, PS- Matigara, Dist. - Darjeeling, Pin- 734010 appeared in the hearing. 2.Shri Upachandra Barman, Owner did not appear in the hearing. 1.Shri Bankim Barman, Driver, Goyel Jote, PO – Nemai, PS – Matigara, Dist. Darjeeling, Pin- 734010 appeared in the hearing. 2.Shri Binoy Roy, Owner did not appear in the hearing.	WB-74BN-9966 WB-74BQ-4061
34	Matigara PS Case No. 153/2025, Dated- 06/03/2025, U/S- 303 (2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals Act	(i) One Tata Dumper having Regn. No. WB 73 G 7486 and (ii) One Tata Dumper having Regn. No. WB 73 G 7386 loaded with river bed materials at Khaprail More	Absent	-	-
35	Matigara PS Case No. 154/2025, Dated- 06/03/2025, U/S- 303 (2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals Act	One vehicle Tractor with trolley blue colour bearing Regn. No. WB 74 BP 0979 loaded with river bed materials	Absent	-	-
36	Matigara PS Case No. 160/2025, Dated- 07/03/2025, U/S- 303	One vehicle EICHER Truck bearing Regn. No.	Absent	-	-

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Sl. No.	Case Reference	No. of vehicle seized	Present/ Absent in the hearing	Name and address of the Representative	Car Nos. as provided during hearing
	(2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals Act	WB-73C- 5823 loaded with river bed materials at Khaparil More under Matigara PS			
37	Matigara PS Case No. 161/2025, Dated-08/03/2025, U/S- 303 (2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals Act	One vehicle Dumper white colour bearing Regn. No. WB- 53B 2590 loaded with river bed materials at Ninety Nine More under Matigara	Absent	-	-
38	Matigara PS Case No. 165/2025, Dated-10/03/2025, U/S- 303 (2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals Act	One Tractor with trolley bearing Regn. No. WB 73E 1457 loaded with river bed materials	Present	1. Shri Naresh Sahani, Driver, Tripatijote, Baniakhari, P.O.-Nemai, P.S.-Matigara, Dist.-Darjeeling appeared in the hearing. 2. Shri Jogesh Barman, Owner did not appear in the hearing.	WB-73E-1457
39	Matigara PS Case No. 172/ 2025, Dated-14/03/2025, U/S- 303 (2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals Act	Tractor with trolley having Regn. No. WB- 73E7090 loaded with river bed materials	Absent	-	-
40	Matigara PS Case No. 178/2025, Dated-17/03/2025, U/S- 303 (2)/31 (2 (5) of BNS R/W Section 21 of Mines & Minerals Act	One vehicle Truck bearing Regn. No. WB- 73 D 5575	Absent	-	-
41	Matigara PS Case No. 179/2025, Dated-17/03/2025, U/S- 303 (2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals Act	One Tractor with Trolley bearing Regn. No. WB-73 TC 180 loaded with river bed materials at Himul in front of Gate No. 2.	Absent	-	-
42	Matigara PS Case No. 188/2025, Dated-19/03/2025, U/S- 303 (2)/317(2)/317(5) of BNS R/W Section 21 of Mines & Minerals Act	One vehicle Bolero Pickup bearing Regn. No. WB 73 D 8697	Present	Shri Pankaj Kumar Sha, Owner cum Driver, Tumba Jote, PO & PS - Matigara, Dist. – Darjeeling appeared in the hearing.	WB-73D-8697
43	Matigara PS Case No. 191/2025, Dated-19/03/2025, U/S- 303 (2)/317(2)(5) of BNS	One vehicle Dumper white colour bearing Regn. No. WB 73 D 7559 loaded with river stone chips	Absent	-	-

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Sl. No.	Case Reference	No. of vehicle seized	Present/ Absent in the hearing	Name and address of the Representative	Car Nos. as provided during hearing
	R/W Section 21 of Mines & Minerals Act				
44	Matigara PS Case No. 194/2025, Dated-21/03/2025, U/S- 303 (2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals Act	One vehicle Tractor Blue Colour bearing Regn. No. WB 91 TC 01 with trolley loaded with river bed sand at Baniakhari Ghat	Absent	-	-
45	Matigara PS Case No. 195/2025, Dated-22/03/2025, U/S- 303 (2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals Act	One Tractor fitted with Trolley bearing Regn. No. WB 73 F 1239 loaded with river bed materials	Absent	-	-
46	Matigara PS Case No. 205/2025, Dated 25/03/2025, U/S- 303 (2)/317(2)/317(5) of BNS R/W Section 21 of Mines & Minerals Act	-	Present	Shri Naresh Barman, Owner & Driver Patiramjote, PO & PS – Matigara, Dist. – Darjeeling appeared in the hearing.	WB-74BR-4651
47	Matigara PS Case No. 209/2025, Dated-28/03/2025, U/S- 303 (2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals Act	Dumper bearing Regn. No. WB-73 G 5233 loaded with river bed materials	Absent	-	-
48	Matigara PS Case No. 217/2025, Dated-31/03/2025, U/S- 303 (2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals Act	One Track bearing Regn. No. WB 76 2214 loaded with river bed materials	Absent	-	-
49	Matigara PS Case No. 230/2025, Dated-06/04/2025, U/S- 303 (2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals Act	One Tractor fitted with Trolley bearing Regn. No. WB 74BU6686 loaded with river bed materials at BDO Office More	Absent	-	-
50	Matigara PS Case No. 232/2025, Dated-07/04/2025, U/S- 303 (2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals Act	One Track bearing Regn. No. WB73A 9343 loaded with river bed materials	Present	1. Shri Dalim Sarkar, Driver, Rananagar, PO & PS – Matigara, Dist.-Darjeeling appeared in the hearing. 2. Shri Keni Sarkar, Owner did not appear in the hearing.	WB-73A-9343
51	Matigara PS Case No. 233/2025, Dated 07/04/2025, U/S-	Seized One Track bearing Regn. No. WB 73D0139	Present	1. Shri Sripada Roy, Driver, Panchkolguri, PO – Nemai, PS –	WB-73D-0139

GOVT. OF INDIA
SARBANI MITRA
NOTARY
Regd. No.-5515/08
SEALDAH COURT

Sl. No.	Case Reference	No. of vehicle seized	Present/ Absent in the hearing	Name and address of the Representative	Car Nos. as provided during hearing
	303(2)/317(2)(5) of BNS R/W Section 21 of Mines & Minerals Act	loaded with river bed materials at Bansbari Ghat		Matigara, Dist. – Darjeeling appeared in the hearing. 2. Md. Salauddin, Owner did not appear in the hearing.	
52	Matigara PS Case No. 241/2025, Dated-11/04/2025, U/S- 303 (2)/317(2)/317(5) of BNS R/W Section 21 of Mines & Minerals Act	One Dumper (Truck) having displayed Regn. No. WB 73 D 6443 loaded	Present	1.Shri Krishna Roy, Owner, Alshiyabazar, Chaitannyapur, Nengtichera, PS. Matigara, Dist.-Darjeeling, Pin-734010 appeared in the hearing. 2.Shri Shyam Roy, Driver, Alshiyabazar, Chaitannyapur, Nengtichera, PS – Matigara, Dist.- Darjeeling, Pin-734010 appeared in the hearing.	WB-73D-6443
53	Matigara PS Case No. 248/2025, Dated 16/04/2025, U/S-303(2)/317(2)/317(5) of BNS R/W Section 21 of Mines & Minerals Act	One vehicle (Dumper) having displayed Regn. No. WB 73 G 5017 loaded with river bed materials at Chowmin More Shivmandir under Matigara PS	Present	1. Shri Madhu Barman, Driver, Promodnagar, Balasan Colony, PS – Matigara, Dist.-Darjeeling appeared in the hearing. 2. Shri Suraj Singh, Owner did not appear in the hearing.	WB-73G-5017

GOVT. OF INDIA SARBANI MITRA NOTARY Regd. No.-5515/08 SEALDAH COURT

NOW THEREFORE, considering the above, all the above mentioned violators / illegal miners are hereby directed as follows:-

1. **That,** under any circumstances, the violators / miners shall not carry out any illegal sand mining activity along Balason and Rakti River beside the Putinbari Tea Estate.

2. **That, each violator / illegal miner** shall submit a penalty amounting to **Rs. 5,000/-** (Rupees five thousand) only within ten (10) days from the date of issuance of this direction, by Demand Draft in favour of **WEST BENGAL POLLUTION CONTROL BOARD** payable at Kolkata for environmental violation.

The Commissioner, Siliguri Police Commissionerate is being kept informed about the Direction. He is requested to ensure through his good office the compliance of the above direction and also the submission of penalty to the State Board as imposed on the above mentioned violators.

The Asst. Environmental Engineer & In-charge, Siliguri Regional Office of the State Board is requested to oversee the compliance of Board's direction.

This direction is issued in exercise of the powers conferred under the provision of Section 33A of Water (Prevention & Control of Pollution) Act, 1974, Section 31A of Air (Prevention & Control of Pollution) Act, 1981, the Environment (Protection) Act, 1986 and Rules made thereunder after being approved by the Competent Authority.

By Order,

Sd/-
Chief Engineer
(Operation & Execution)
West Bengal Pollution Control Board

Memo No. 820(4)-1M-11/2009 (Part-XIV) Date: 04 /11/2026

Copy forwarded for information and necessary action to:-

1. The Commissioner of Police, Siliguri Police Commissionerate, Mallaguri Police Line, P.O.- Pradhan Nagar, P.S.-Matigara, Dist.-Darjeeling, Pin-734003
2. The Chief Engineer, Planning & EIM Cell, WBPCB
3. The Senior Law Officer, WBPCB
4. Smt. Pausali Mukherjee, Special Law Officer (NGT), WBPCB
5. The Asst. Environmental Engineer & In-charge, Siliguri Regional Office, WBPCB
6. The Finance & Accounts Manager, WBPCB
7. T.A. to the Member Secretary, WBPCB
8. P.A. to the Chairman, WBPCB
9. Technical Cell, WBPCB for updating the website
10. Environment Officer- Communication, WBPCB – for circulation through float file
11. Guard file of O & E Cell

04.11.2026
Chief Engineer
(Operation & Execution)
West Bengal Pollution Control Board

GOVT. OF INDIA
SARBANI MITRA
NOTARY
Regd. No.-5515/08
SEALDAH COURT

BEFORE THE NATIONAL GREEN TRIBUNAL

EASTERN ZONE BENCH, KOLKATA

MISCELLANEOUS APPLICATION NO.05/2026/EZ

IN

ORIGINAL APPLICATION NO.167/2024/EZ

NEWS ITEM TITLED "THREAT TO TEA GARDEN FROM MINING GANG" APPEARING IN THE TELEGRAPH DATED 12.06.2024

.....APPLICANT(S)

VERSUS

CENTRAL POLLUTION CONTROL BOARD

.....RESPONDENT(S)

REPORT FILED BY RESPONDENT NO. 2; THE WEST BENGAL POLLUTION CONTROL BOARD.

DIPANJAN GHOSH
ADVOCATE