

THE HON'BLE NATIONAL GREEN TRIBUNAL, PRINCIPAL
BENCH NEW DELHI

O A No. 560 of 2015

IN THE MATTER OF:

PUSHP JAIN

..... Petitioner

Versus

UNION OF INDIA & ORS

.....Respondents

I N D E X

Sl. Nos.	Particulars	Pages
1.	Affidavit on behalf of Respondent No. 5 / State of Assam.	
2.	Annexure-I: A copy of the letter dated August 31, 2012	
3.	Annexure-II: A copy of the letter dated July 21, 2014	
4.	Annexure-III: A copy of the Notification dated May 10, 2010.	
5.	Annexure-IV: A copy of the Notification dated May 17, 2012.	

Filed By:



AVIJIT ROY

ADVOCATE

**FOR M/S. CORPORATE LAW GROUP
ADVOCATES FOR THE RESPONDENT No. 5**

GOVT. OF ASSAM

1101-1104, KAILASH BUILDING

26, K.G. MARG, NEW DELHI-01

9899915595

Filed on: April 22, 2016

THE HON'BLE NATIONAL GREEN TRIBUNAL, PRINCIPAL
BENCH NEW DELHI

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Affidavit on behalf of Respondent No. 5 / State of Assam

I, Joydeep Shukla, Extra Assistant Commissioner, Government of Assam, Assam Bhawan, 1 Sardar Patel Marg, New Delhi- 110001, do hereby solemnly affirm and state as under:-

1. That I am the Extra Assistant Commissioner, Government of Assam and I am fully conversant with the facts and circumstances of the present case and am duly authorized to affirm and swear this affidavit on behalf of State of Assam.

That reply to paragraph 1 , is just a matter of information, hence the respondent begs to offer no comments.

3. That in reply to paragraph 2, 7 , 10, 13 & 14 , the answering respondent submits herein that the Government of Assam has identified wetlands in addition to those recognized under the Schedule of the Wetlands (Conservation & Management) Rules 2010. In this regard, the Environment and Forest Department



No. Model Agency

Prof. Dr. Das

of Government of Assam vide letter No FRM 128/2012/132 dated August 31, 2012 herein annexed as **Annexure-1** had sent the " Brief Documents " of the following wetlands proposals to the Ministry of Environment and Forest for the notification as per Sub Section (3) of the Section 6 of the Wetlands (Conservation and Management) Rules 2010 .The following are i) Hajong Tortoise Lake under N.C. Hills Division , ii) Chandubi Beel under Kamrup West Forest Division , iii) Naibeel and Shakiamara Beel under golaghat Forest Division, iv) Wetlands under Panidihing Bird Sanctuary under Sibsagar Division. Subsequently, Environment and Forest Department of Government of Assam, vide letter No FRM 128/2012/213 dated July 21, 2014, herein annexed as **Annexure-2,** had again sent a reminder to the Ministry of Environment, Forest and Climate Change, Government of India.



Further the wetlands under the protected areas are managed under the Wild Life Protection Act ,1972 and the Wetlands (Conservation and Management) Rules 2010 by the Environment and Forest Department, Government of Assam and the wetlands so far identified outside the forest areas namely, Deepor Beel, Sarusola Beel, Salsako, Bondajan, etc are managed by the Guwahati Metropolitan Development Authority under Guwahati Waterbodies (Preservation and Conversation) Act 2008 as amended. The copies of the

other than
four are
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legislation.

relevant Notification dated May 10, 2010 & Notification dated May 17, 2012 are herein annexed as **Annexure-3 and 4**, and further any such guidelines that are laid down by the Hon'ble Supreme Court is followed time to time.

4. That reply to paragraph 3, 4, 5, 6, 8, 9, 15, 16 to 22 are just a matter of information as well as records, hence the respondent begs to offer no comments.

No. Notification

5. That in reply to paragraph 11 and 12, there is no communication regarding any issuance of notification in respect of the above proposed wetlands have been received from Government of India.

6. That, the answering respondent crave the leave of this Hon'ble Tribunal to file additional affidavit, if so required.



[Handwritten Signature]

DEPONENT

Deputy Resident Commissioner
Assam Bhawan, New Delhi

VERIFICATION

The contents of the aforesaid affidavit are true and correct upon information derived from official records, which I believe to be true. No part of this affidavit is wrong and nothing material has been concealed therefrom.

Verified at New Delhi on April 21, 2016.

Certified true by
 Oath Commissioner
 New Delhi

OATH TAKEN
 Shri/Smt/K...
 S/o, W/o...
 R/o...
 Ident...
 has...
 on...
 that...
 been...
 correct...

[Handwritten Signature]

[Handwritten Signature]

DEPONENT

Deputy Resident Commissioner
Assam Bhawan, New Delhi

Oath Commissioner, New Delhi
21-4-2016