





From the above mentioned facts it appears that the Dag Nos. 455 and 457 of Madurdaha Mouza has been classified as 'beel' by L. & L.R Department in the month of August, 2016 whereas a Building Permit has been issued by KMC in the month of November, 2016. No such document for the changed status of the land parcels has been made available. As per Clause No. **17A. (1) (b) of Chapter IIIA of The West Bengal Inland Fisheries Act, 1984** it is mentioned that *"Fill up any water area including embankment or naturally or artificially depressed land holding as aforesaid, with a view to converting it into solid land for the purpose of construction of any building thereon or for any other purpose"*.

Considering the above facts and Orders passed by the Hon'ble Calcutta High Court dated 20.05.2016 in M. A. T. 134 of 2016 with (CAN 1073 of 2016) and (COT 5 of 2016) and M.A.T. 22 of 2016 (CAN 521 of 2016) and (COT 3 of 2016), Hon'ble NGT, Kolkata in Original Application No. 153/2017/EZ dated 19.09.2017 and recommendations of SEAC on 03.07.2017 and 24.10.2017, the SEIAA approved the stipulated conditions proposed by SEAC in cognizance with the Order of the Hon'ble High Court, Calcutta - M. A. T. 134 of 2016 with (CAN 1073 of 2016) and (COT 5 of 2016) State of West Bengal Vs. Companion Traders Pvt. Ltd. and M.A.T. 22 of 2016 (CAN 521 of 2016) and (COT 3 of 2016) Kolkata Municipal Corporation & Ors. Vs. Companion Traders Pvt. Ltd. & Anr.

*"As such, we dispose of both these appeals by modifying impugned order to the extent that the Municipal Authority while considering the building plan submitted by the writ petitioners will consider the writ petitioners' prayer for grant of sanction to the said building plan by applying laws applicable thereto without, however, insisting upon production of **"No Objection Certificate"** from the Urban Land (Ceiling and Regulation) Act, 1976 or **"The Conversion Certificate"** from the land reforms department under Section 4C of the West Bengal Land Reforms Act, 1955. The Municipal Authority is, thus, directed to take its ultimate decision on the writ petitioners' prayer for sanction of the building plan as early as possible, but positively within three months from date"*.

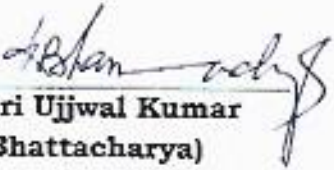
It was further decided that the project proponent will submit:

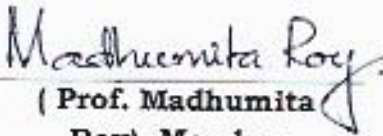
- 1) Functional and positional arrangement of STP, compost plant and rainwater harvesting reservoir with all dimensions should be shown in the floor plan.
- 2) Site plan showing Land use distribution with polyline and corresponding legend mentioning Area and Percentage of each use both in soft (Auto CAD 2010) & hard copy formats.
- 3) The microclimatic study of the project area delineating the exclusive tree plantation area ensuring that the plantation area does not fall under shadow zone.
- 4) Details of Plot No. and Premises No. at the designated place of the document.

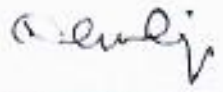
## II. Miscellaneous

1. Name Change - Environmental Clearance application for the proposed residential cum office complex "NBCC Square" at Plot No. 111F/2, Action Area-III, New Town, Dist. - 24 Pgs.(N), West Bengal by M/s. National Building Construction Corporation Ltd.

SEIAA considered the submission of the project proponent and approved the prayer for change of name of project proponent for Environmental Clearance vide No. 2190/EN/T-II-1/053/2012 dated 28.09.2016 from 'NATIONAL BUILDINGS CONSTRUCTION CORPORATION LIMITED' to 'NBCC (INDIA) LIMITED'.

  
(Shri Ujjwal Kumar  
Bhattacharya)  
Chairman

  
( Prof. Madhumita  
Roy) Member

  
(Sandipan Mukherjee)  
Member Secretary