

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Mrs. Urmita Datta (Sen), Member(J)

Case No. – OA-611 of 2021

Serial No. and Date of order	Dr. Asok Kanti Sanyal For the Applicant	: Mr. S.K. Nandi, Mr. D. Ghosh, Learned Advocates.
<u>04</u> 26.04.2022	For the State Respondents	: Mr. G. Halder, Mr. M.N. Roy Learned Advocates.

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 118-WBAT/1E-08/2003 (Pt.-II) dated 11th February, 2022 issued in exercise of the powers conferred under Section 6 (5) of the Administrative Tribunals Act, 1985.

On consent of counsel of all the parties, matter has been taken up.

The instant application has been filed challenging the order dated 19.04.2021 issued by the Deputy Secretary to the Govt. of West Bengal, Environment Department. However, the counsel for the respondent has raised preliminary objection with regard to jurisdiction of this Tribunal as the applicant was the Ex-Chairman of West Bengal Biodiversity Board, which was constituted as per the provision of the Biological Diversity Act, 2002.

In view of the above, the OA is dismissed for want of jurisdiction. However, the applicant is at liberty to approach before the appropriate forum as per law.

URMITA DATTA (SEN)
MEMBER (J)