

IN THE SUPREME COURT OF BANGLADESH
HIGH COURT DIVISION
SPECIAL ORIGINAL JURISDICTION

WRIT PETITION NO. 9710 OF 2014

IN THE MATTER OF:

An application under Article 102 of the Constitution of the People's Republic of Bangladesh.

AND

IN THE MATTER OF:

Public Interest Litigation (PIL).

AND

IN THE MATTER OF:

Human Rights and Peace for Bangladesh (HRPB), represented by its Secretary Advocate Asaduzzaman Siddique, Hall No. 2, Supreme Court Bar Association Bhaban, Dhaka, Bangladesh.

..... Petitioner.

-VERSUS-

1. Bangladesh, represented by the Senior Secretary, Ministry of Local Government, Bangladesh Secretariat, P.S. Shahbag, Dhaka, Bangladesh.
2. The Secretary, the Ministry of Road Transport and Highways Division, Bangladesh Secretariat, P.S. Shahbag, Dhaka, Bangladesh.
3. The Chief Engineer, Road and Highways Department, Shorok Bhaban, Tejgaon, Dhaka-1208, Bangladesh.

4. The Secretary, Ministry of Environment and Forrest, Bangladesh Secretariat, P.S. Shahbag, Dhaka, Bangladesh.
5. The Director General, Department of Environment, Paribesh Bhaban, E-16, Sher-E-Bangla Nagar, Agargaon, Dhaka.
6. The Director (enforcement), Department of Environment, Paribesh Bhaban, E-16, Sher-E-Bangla Nagar, Agargaon, Dhaka.
7. The Deputy Director, Environment Directorate, Paribesh Bahban, E-16, Sher-E-Bangla Nagar, Agargaon, Dhaka.
8. The Deputy Commissioner, Narayangonj, Post and District- Narayangonj.
9. The Police Super, Narayangonj, Post and P.SA.- Narayangon, District- Narayangonj, Bangladesh.
10. Upazilla Nirbahi Officer (UNO), Sonargaon, Post and District: Narayangonj.
11. The Officer in Charge (O.C.) Sonargaon, Post and District- Narayangonj.

..... Respondents.

AND

IN THE MATTER OF:

The Bangladesh Environment Conservation Act 1995 (amended in 2000 and 2002), and মহানগরী, বিভাগীয় শহর ও জেলা শহরের পৌর এলাকাসহ দেশের সকল পৌর এলাকার খেলার মাঠ উন্মুক্ত স্থান, উদ্যান এবং প্রাকৃতিক জলধার সংরক্ষন আইন, ২০০০.

AND

IN THE MATTER OF:

For a direction to stop earth and sand filling/encroachment of pond/ water reservoir situated on the south side of Katchpur Bus Stand and East side of Katchpur Bridge at Narayangonj, violating the provisions of law

and directed the authority to protect the same pond/water reservoir to its original territory as per the provisions of Bangladesh Environment Conservation Act 1995 (amended in 2000 and 2002), and মহানগরী, বিভাগীয় শহর ও জেলা শহরের পৌর এলাকাসহ দেশের সকল পৌর এলাকার খেলার মাঠ উন্মুক্ত স্থান, উদ্যান এবং প্রাকৃতিক জলধার সংরক্ষন আইন, ২০০০.

Mr. Manzill Murshid, Advocate
.....for the petitioner.

Mr. Swarup Kanti Deb, A.A.G. Advocate.
.....for the Respondents

The 04th day of February, 2015.

Present:

Mr. Justice Quazi Reza-Ul Hoque

And

Mr. Justice Abu Taher md. Saifur Rahman

Quazi Reza-Ul Hoque, J:

The respondent No. 10 files compliance as per direction of this Court (annexure-2), wherein it is stated that in connection with grabbing Government land and filling up pond Sonargaon P.S. Case No. 36 dated 12.11.2014 has been filed under section 447/431/427/114/506 of the Penal Code and two accused were arrested and the concerned land in question now is in total control of the Government, as such, we direct the Local Government Authority, i.e. the respondents to be more vigilant and take necessary actions, if any, if such occurrence happen again.

The respondents are further directed to keep control of such khas land of the Government in accordance with law.

With the above observations the Rule is disposed of.
