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**BEFORE THE HON'BLE NATIONAL GREEN TRIBUNAL**

**EASTERN ZONE BENCH, KOLKATA**

**ORIGINAL APPLICATION NO 22 OF 2020**

**IN THE MATTER OF:**

**DILLIP KUMAR SAMANTARAY**

**APPLICANT**

**VERSUS**

**STATE OF ODISHA AND OTHERS**

**RESPONDENTS**

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**PLACE: BHUBANESWAR**

  
**SANKAR PRASAD PANI**

**DATE: 14/12/2020**

**ADVOCATE**

Plot 52132/4814, Nageswar Tangi, Bhubaneswar 751002

Cell-9437279278, email:sankarprasadpani@gmail.co



6. That the comparative google earth image of 14/12/2005 and 14/02/2020 clearly indicates gradual encroachment of the Mahanadi Riverbed and same is annexed here unto as **Annexure-1**
7. That the Applicant submits that District Administration of Cuttack has taken a project on Mahanadi River Bed in the name of Baliyatra River Front Improvement Project(BARFI). The details of activities are narrated as follows
- I. That Odisha Chief Minister Naveen Patnaik on Thursday announced a package for the special development of Cuttack city including the expansion of ring road into six-lane and renovation of SCB Medical College and Hospital. Announcing the package during his visit to the city on the occasion of the Netaji Subhas Chandra Bose birth anniversary, the Chief Minister said that **the reclamation of land from river Mahanadi** has created a once in a lifetime opportunity to breath fresh life into the core of the ancient city, Cuttack.
  - II. That, the Hon'ble Chief Minister said that every inch of the **424 acres reclaimed land will be utilised to add ecological, recreational, sporting, cultural and technological value in the lives of the people of Cuttack. Naveen announced the projects after visiting the reclaimed land site near Mata Math.** The Chief Minister announced that the development work of the SCB Medical College to make it a world-class institution will start in March. The details of the Speech of Odisha Chief Minister published in the New Indian Express on 23/01/2020. Web copy of the news article in New Indian Express dated 23<sup>rd</sup> Jan 2020 is annexed here unto as **Annexure-2**
  - III. That 25 Acres of land reclaimed from the river Mahanadi will be used for construction of New Campus of SCB Medical College Library and Playground. The proposal includes setting up of musical fountain, light system, garden, footpath, coffee bar, lavatory, ticket counter and arrangement of special galleries. The report further suggests that the development will be in a phased manner in accordance with the blueprint made by the district authorities of the Government. The project spreads from Cantonment Police Station to Jobra Maritime



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Museum. A copy of the new report published in Orissa Post on dated 22<sup>nd</sup> and 23<sup>rd</sup> January 2020 is annexed here unto as **Annexure-3**

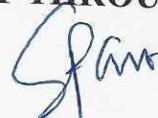
IV. It is further submitted that the official twitter handles of District Administration, Cuttack suggests that the district administration has initiated the beautification of the Mahanadi Riverfront in the name and style of **Balijatra Riverfront Improvement Project** or in short '**BARFI**' Project where in the sand dredged from the River Mahanadi is being filled in River area close to embankment/RingRoad and the height of the Riverbed is being elevated so as to use those patch of land for developmental and recreational purposes. The height of the riverbed is already elevated by more than 6feet by dumping the sand excavated from the River. By this means the very nature, purpose and landuse of the River is being changed. Copy of the twitter Images of the District Administration Cuttack dated 5<sup>th</sup> January and 10<sup>th</sup> June 2020 is annexed here unto as **Annexure-4**

V. That photograph of the site taken on 18<sup>th</sup> August 2020 shows the dredging of River Mahanadi and the sand is being pumped through pipes into the Riverbank side. The ground height of the riverbed has been raised by more than 6 feet since the height noticed in December 2019 where the Bali Jatra was held. Photographs dated 18<sup>th</sup> August 2020 is annexed here unto as **Annexure-5**

VI. It is needless to mention that the encroachment into the river Kathajodi and Mahanadi has been a continuous process and over the period more of the River and Flood Plane area is being converted into Parking Area, Parks, Temples and many other infrastructure projects like OTDC River Cruise Project by dumping debris and solid waste and thereby elevating the River bed from its original level. Even the Bali Yatra which is held over 37 acres, of which **23 acres are on the Mahanadi river bed** and 14 acres are on KilaMaidan near the Barabati fort.

That considering the aforementioned submissions, Applicant prays the Hon'ble Tribunal for appropriate order.

APPLICANT THROUGH



ADVOCATE



VERIFICATION

I **DILLIP KUMAR SAMANTARAY**, S/o Lingaraj Samantaray, Aged about 33years Resident of Plot No 3839/8, MalayVihar, GGP Colony Rasulgarh, Bhubaneswar, Odisha, 751010, Odisha Verified on this the 14th day of December 2020 at Bhubaneswar that the contents of the above rejoinder are true and correct. No part of it is false and nothing material has been concealed there from.

Identified By  
S. Ram  
Advocate

Dillip Kumar Samantaray  
**VERIFICANT**



The above Named deponent(s) being duly identified by Sr. S. Ram Advocate Bhubaneswar appears before me on this 14th day of December 2020 at Bhubaneswar on oath the contents of the above are true to the best of his/her/their knowledge and belief.

Deponent(s) \_\_\_\_\_ Notary, Bhubaneswar

Janmejay Rautray  
**JANMEJAY RAUTRAY**  
**NOTARY, BHUBANESWAR**  
**REGD. NO. ON 68/2012**  
**GOVT. OF ODISHA**  
**PH. 9337121273**

Annex-1

-6-

### encroachments in Mahanadi Riverbed, Cuttack

Write a description for your map.

MAPE DATE - 14/02/2020

N20°29'10.36"

N20°28'49.44"

**Legend**

-  Ballyatra Ground
-  Cafe corner
-  Feature 1
-  Feature 2
-  Hotel Suryakiran
-  Levi's
-  ODISHA MEDICAL
-  Sports
-  Sultanania Mosque

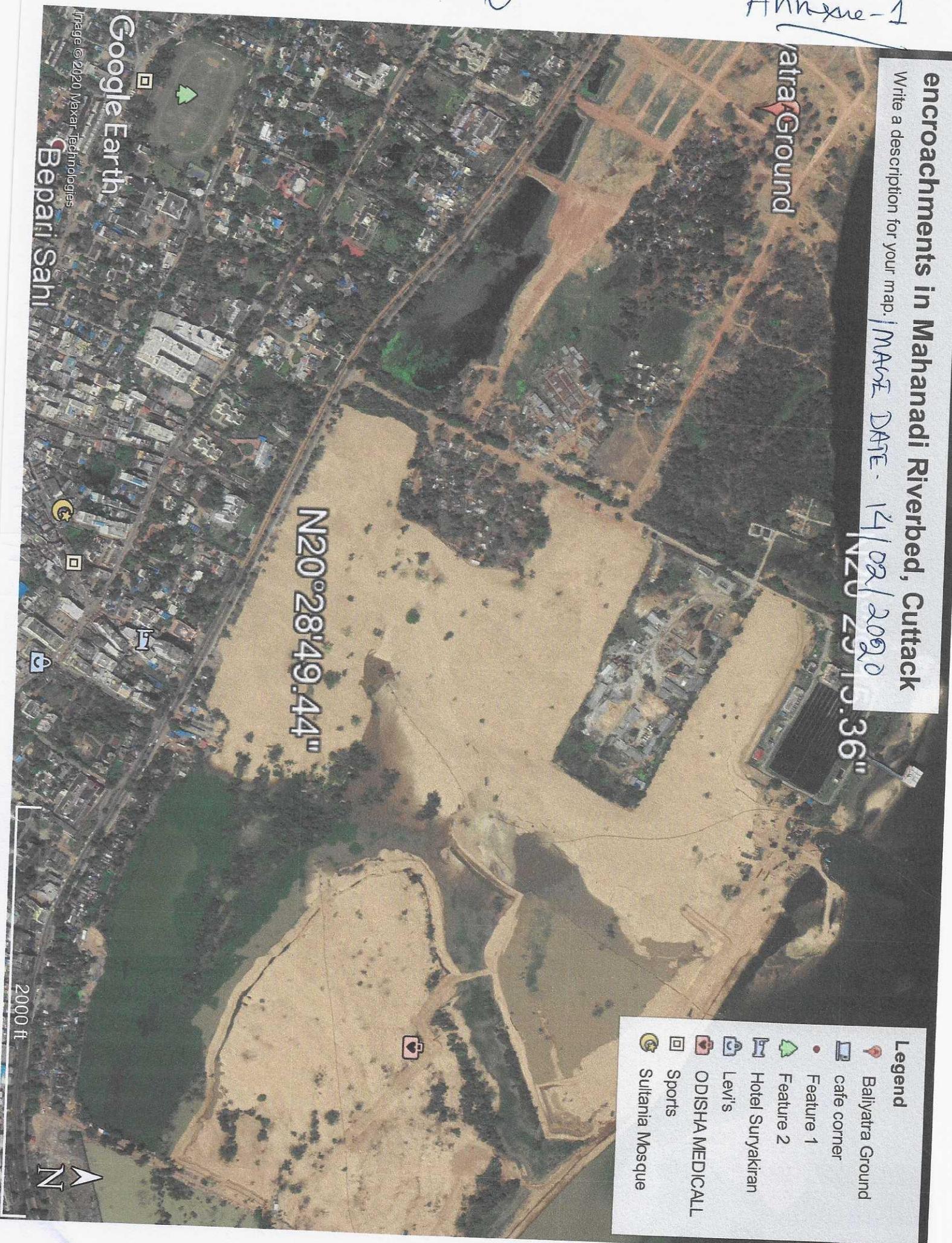
Ballyatra Ground

Google Earth

Image © 2020 Maxar Technologies

Bepari Sahi

2000 ft



Balyatra Ground

N20°29'15.36"

N20°28'49.44"

**Legend**

-  Balyatra Ground
-  cafe corner
-  Feature 1
-  Feature 2
-  Hotel Suryakiran
-  Levi's
-  ODISHA MEDICALL
-  Sports
-  Sultanania Mosque

Google Earth

Encroachments in Mahanadi Riverbed, Cuttack

Image © 2020 Maxar Technologies

Write a description for your map. IMAGE - 14/02/2025

2000 ft



# CM Naveen Patnaik announces development package for Cuttack

Annexure-2

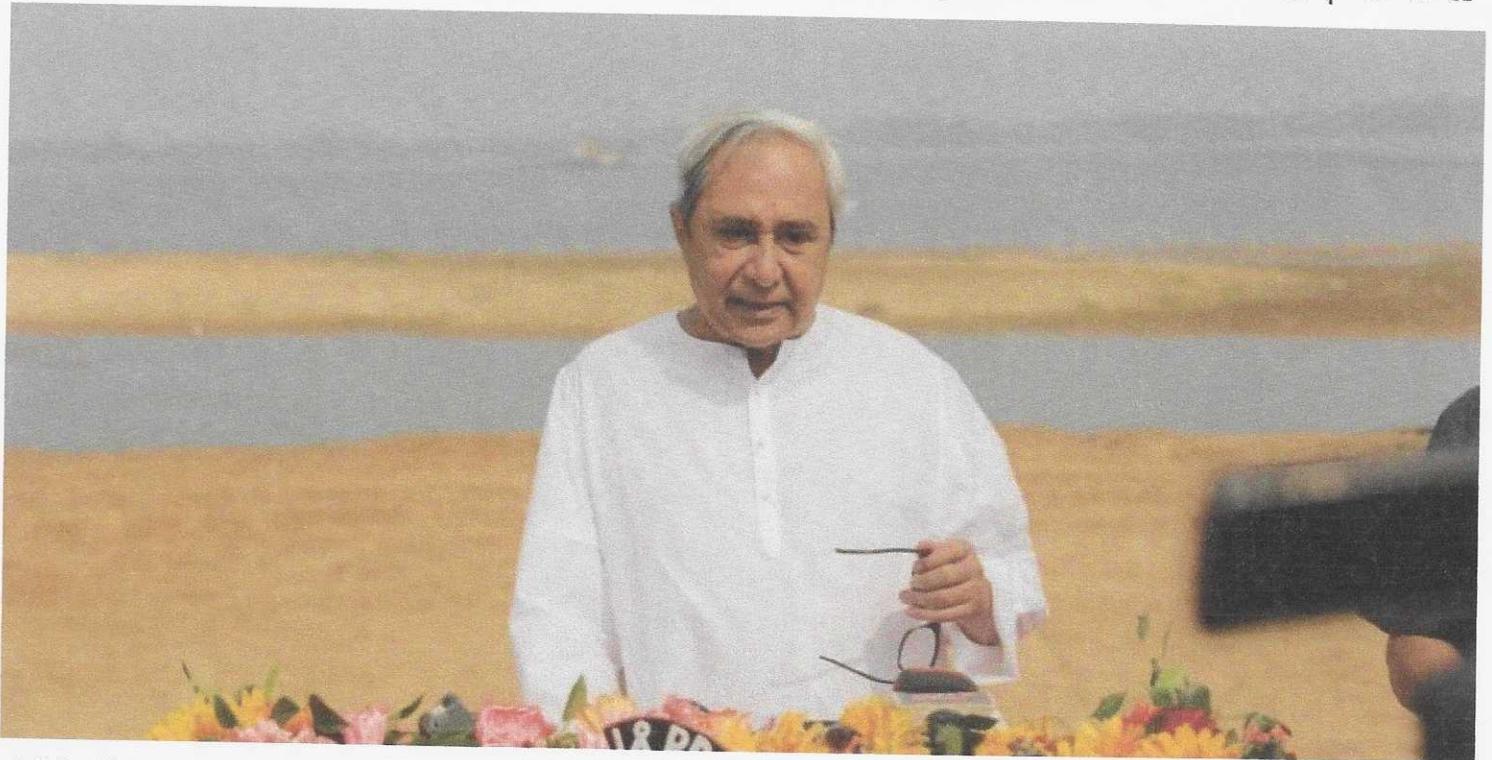
*The Chief Minister said that the reclamation of land from river Mahanadi has created a once in a lifetime opportunity to breath fresh life into the core of the ancient city, Cuttack.*



The New Indian Express - 23/01/2020

Published: 23rd January 2020 03:25 PM | Last Updated: 23rd January 2020 03:44 PM

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Odisha CM Naveen Patnaik during his Cuttack visit on Thursday. (Photo | Express)

By Express News Service

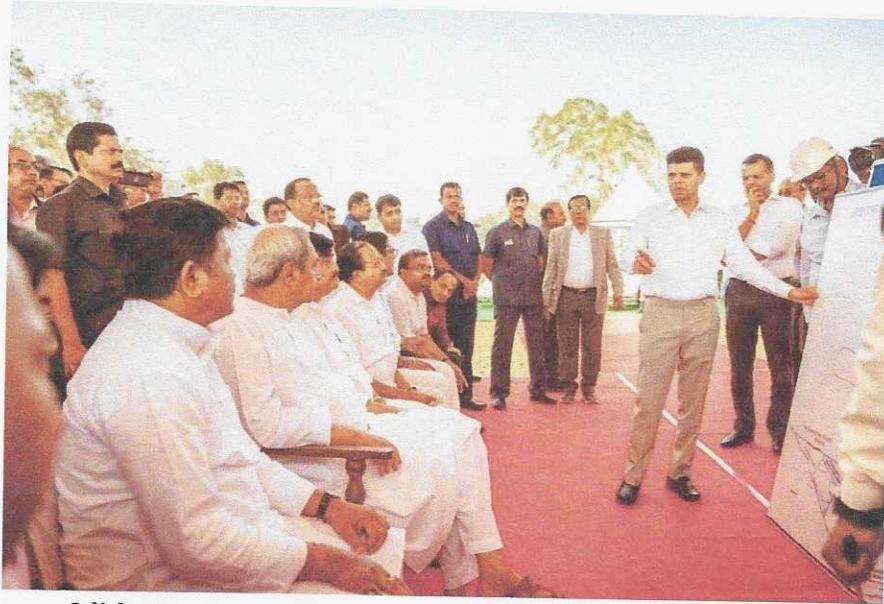
**CUTTACK:** Odisha Chief Minister Naveen Patnaik on Thursday announced a package for the special development of Cuttack city including the expansion of ring road into six-lane and renovation of SCB Medical College and Hospital.

Announcing the package during his visit to the city on the occasion of the Netaji Subhas Chandra Bose birth anniversary, the Chief Minister said that the reclamation of land from river Mahanadi has created a once in a lifetime opportunity to breath fresh life into the core of the ancient city, Cuttack.

Reviewing the project proposals for Cuttack, the Chief Minister said that every inch of the 424 acres reclaimed land will be utilised to add ecological, recreational, sporting, cultural and technological value in the lives of the people of Cuttack. Naveen

announced the projects after visiting the reclaimed land site near Mata Math.

The Chief Minister announced that the development work of the SCB Medical College to make it a world-class institution will start in March.



Odisha CM Naveen Patnaik during Cuttack visit (Photo | Express)

Official sources said that the SCB Medical College and Hospital will be developed in its original place by acquiring additional land from Water Resources, Skill Development and Fisheries departments.

Besides, the State Government will also prepare a 'decongestion plan' for Cuttack with wider roads, better accessibility, public spaces and utilities including parks, modern urban infrastructure, parking and greenery. "Our objective will be to keep most of the reclaimed area with greenery, open spaces and utilise the rest of the land for development purpose, beautifully surrounded by an international class riverfront," he said.

Stating that the best class in city planners will be engaged in this transformative process, the Chief Minister said, "Feedback from the people will also be taken so that they can actively contribute to make it a citizens' plan." The state will invest the necessary resources in the development package of Cuttack, he said and appealed to the people of Cuttack to actively cooperate and participate in the process to make the dream a reality.

5T secretary VK Pandian had made an early morning visit to Cuttack on Wednesday to assess the status of healthcare facilities in the SCB Medical College and Hospital.

Pandian had also reviewed various development projects planned for the city.

All ministers and BJD MLAs of Cuttack district, the 5T secretary and Cuttack collector Bhabani Shankar Chaini were present.

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TAGS **odisha CM** **Special Development Package** **Cuttack development**

A handwritten signature in black ink, appearing to be 'Naveen Patnaik', located at the bottom center of the page.

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Annexure-3

# CM to review SCB expansion plan

POST NEWS NETWORK

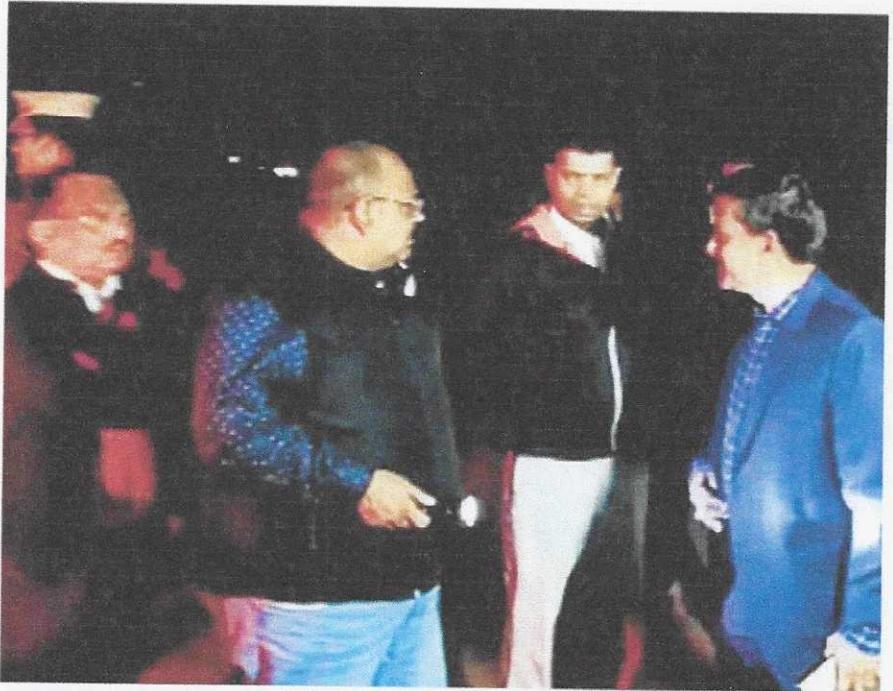
**Bhubaneswar, Jan 22:** Chief Minister Naveen Patnaik will visit Cuttack Thursday to review development activities planned for the SCB Medical College and Hospital.

Cuttack Collector and revenue divisional commissioner (RDC) have been asked to be ready with proposals for land acquisition for the projects during the meeting.

ST secretary VK Pandian along with his team had a review and site visit early Wednesday morning for freeing 25 acres of land for expansion of SCB; which is expected to be completed by February end.

According to sources, there are also plans for construction of a three-lane road on both sides of Taladanda canal for a stretch of 2 km adjoining the state's premier hospital. Some quarters of SCB will also be shifted for the purpose to ensure that the work begins in March this year.

In November last year, Naveen had announced ₹1,000-crore package for modernising and revamping of the SCB Medical College and Hospital.



ST secretary VK Pandian along with other officials near Mahanadi riverfront

### Pandian takes stock of 'BARFI'

Pandian, accompanied by secretary of Works department Krishan Kumar, secretary of Water department Surendra Kumar, RDC Anil Kumar Samal, and Cuttack Collector

Bhabani Shankar Chayani visited Bali Yatra Riverfront Improvement Project or 'BARFI' for the beautification of the

Mahanadi riverfront. This is an initiative by Cuttack district administration that includes setting up of musical fountain, light system, garden, footpath, coffee bar, lavatory, ticket counter and arrangement of special galleries.

Prior to this, he also attended a meeting with top officials held at Odisha Maritime Museum. Before the meeting at the maritime museum, Pandian also paid a surprise visit to SCB Medical College and Hospital.

**The CM had last year announced ₹1,000-cr package for modernising and revamping of SCB**

CTC  
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# Millennium City to breathe easy soon

DEVELOPMENT WORK FOR CUTTACK SCB MEDICAL COLLEGE AND HOSPITAL WILL START IN MARCH



ST secretary VK Pandian and Works department secretary Krishan Kumar explain a blueprint for Bali Yatra Riverfront Improvement Project to CM Naveen Patnaik in Cuttack



Governor Ganeshi Lal garlands a statue of Subhash Chandra Bose on his birth anniversary at Netaji Birthplace Museum in Cuttack, Thursday

POST NEWS NETWORK

**Cuttack, Jan 23:** A decongestion plan for the Millennium city Cuttack will be prepared, Chief Minister Naveen Patnaik announced here, Thursday.

Patnaik, who was on a visit to the Silver city, said 424 acres of land reclaimed from the river Mahanadi has created a once-in-lifetime opportunity to breath fresh life into the core of the ancient city.

The Chief Minister said every inch of the reclaimed land in the riverfront will be utilised to add ecological, recreational, sporting, cultural, aspirational and technological value to the lives of the people of Cuttack.

The objective of the government is to keep most of the reclaimed land with greenery and open space and utilise the rest of the land for development purpose surrounded by an international class riverfront.

It will be the endeavour of the state

government to prepare a 'decongestion plan' for Cuttack to enable the city to have wider roads, better accessibility, public spaces, utilities, parking place, greenery and modern urban infrastructure, Patnaik said.

He said the Cuttack Ring Road would be widened with construction of six lanes.

The Chief Minister said the government would engage the best in class city planners and take feedback from the people so that they could actively contribute to make it a Citizen plan.

The state will provide the necessary resources, said the Chief Minister and appealed to the people of Cuttack to cooperate and participate in the process to make the dream a reality.

He also announced that the development work of SCB Medical College and Hospital which is aimed at making the premier healthcare facility a World-Class institution will start in March this year.

## Tributes paid to Netaji, Veer Surendra Sai

**BHUBANESWAR:** The state Thursday paid rich tributes to freedom fighters Netaji Subhash Chandra Bose on his 123rd birth anniversary and Veer Surendra Sai on his 211th birth anniversary.

Chief Minister Naveen Patnaik offered floral tributes to Netaji at his statue in Cuttack, the birthplace of the legendary leader. Governor Ganeshi Lal also paid floral tribute to Bose.

"Tributes to brave son of Odisha, great freedom fighter Netaji Subhash Chandra Bose, on his birth anniversary. He is remembered for his indomitable courage,

bravery and patriotism," tweeted the Chief Minister.

Paying tribute to Sai, the CM said his fight in the freedom struggle and to safeguard the rights of tribals will continue to inspire the people.

Netaji was born in Cuttack on this day in 1897. Surendra Sai was born at Khinda village in Sambalpur in 1809.

As the nation remembers Netaji on his birth anniversary, sand sculptor Sudarsan Pattnaik shared an art created by his students at Puri sea beach to pay tributes to the legendary freedom fighter.

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Ameyan Y

← Thread



Cuttack DM

@CuttackDM

**@CMO\_Odisha Project**  
BARFI-(BALijatra River Front Improvement) is being taken up by Dist. Admn. to bring transformation of the 420-Acre of land being reclaimed on bank of River Mahanadi near the historic Baliyatra ground at Cuttack.



Tweet your reply

9:47pm 5th January 2020



CIT

2013

Tweet



Cuttack DM

@CuttackDM

It is absolutely amazing,unique, once in a millennium project for Millenium City.Lower Baliyatra ground following reclamation by dredged sand of river Mahanadi now gives beautiful look of Puri Sea Beach and has become a place of joy for people of Cuttack.[@CMO\\_Odisha](#)  
[@SecyChief](#)



Tweet your reply

8:22 Am. 10th June 2020



cut

20/14

Annex-5



Figure 1 HEAVY CRANES AND DREDGING MACHINES USED TO PUMP THE SANDS AND PUT ON RIVERBED. HEIGHT BEING RAISED BY 6FT THAN ITS ORIGINAL STATUS

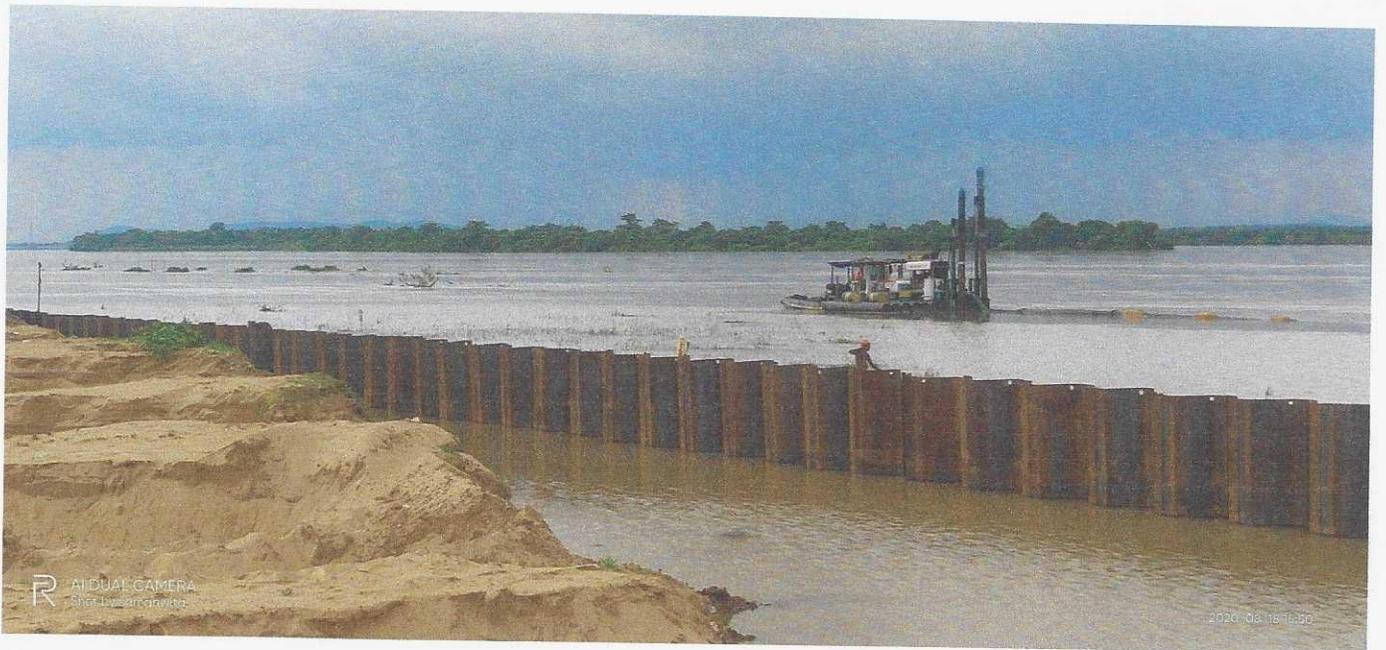


Figure 2 THE FLOW OF THE RIVER IS BEING OBSTRUCTED BY RAISING STEEL FRAMES PIC DATED 18TH AUG 2020

Cite  
12

300 15



Figure 3 PGOTO SHOWING THE RIVER BED IS BEING ELEVATED BY ATLEAST 6FT AND NOW SAME IS AT PAR WITH THE HEIGHT OF THE ROAD. PHOTO DATED 18<sup>TH</sup> AUGUST 2020

WC  
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