

পাঁচ
টাকা

বাংলাদেশ
কোর্ট ফি



০৭.৩.১৭

০৭.৩.১৭

০৭.৩.১৭

০৭.৩.১৭

০৭.৩.১৭

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

WRIT PETITION NO. 891 OF 1994.

IN THE MATTER OF:

Dr. Mohiuddin Farooque

..... Petitioner.

VERSUS

Government of Bangladesh and others

..... Respondents.

Mr. Fida M. Kamal, Senior Adv. with

Ms. Syeda Rizwana Hasan Adv. and

Mr. Minhazul Hoque Chowdhury, Adv.

.... For the Petitioner.

Mr. Rais Uddin Ahmed, Advocate

... For the Respondent No.1

Ms. Kazi Zinat Haque, DAG with

Mr. Zakir Hossain Ripon, AAG

... For the Respondents.

Present :

Mr. Justice Syed Refaat Ahmed

And

Mr. Justice Md. Salim

The 6th March, 2017.

ORDER

This matter is taken up further to the Petitioner's Application for necessary action. Nearly 16 years into this Court's adjudication of issues arising under Writ Petition No. 891 of 1994 seeking an implementation of the Government's decision of 5.6.1986 as published in the Bangladesh Gazette on 7.8.1986 and consequentially issuing directions concerning such of the tanneries

enforcement and regulatory régime in the interests of protection of the environment, revival of the river Buriganga, and, indeed, the protection of life and the well-being of those resident and working in that general area, this Court is now asked to evaluate the attainments in compliance thereof and notably all that still remain outstanding.

This matter has since 2001 taken on the complexion of a case in continuing Mandamus. This has led both divisions of the Supreme Court to revisit the case periodically as necessary and issue Orders in reinforcement of the initial Judgment of 15.5.2001. In distillation of the issues before the Court over the last 16 years, several core issues of this Court's expressed concern are enumerated hereinbelow:

(1) Industries identified as "*red category*" establishments being under an obligation to install Effluent Treatment Plants (ETPs) within the deadlines set by the Court including extensions of time given, if any;

(2) failure at such compliance attracting legal sanctions under Sections 4(3) and 4A, in particular, of the বাংলাদেশ পরিবেশ সংরক্ষণ আইন, ১৯৯৫ ("Act of 1995");

(3) relocation of all such "*red category*" tanneries upon attaching prime consideration to the life and well-being of citizens;

(4) failure at relocation resulting in the shutdown of any non-compliant industries; and