

TRIPURA HUMAN RIGHTS COMMISSION
KUNJABAN: AGARTALA
Complaint No. 110 of 2025
Complainant: Sambhuti Ranjan Bhattacharjee

ORDER SHEET

SL. No.	Date	Order	Note
01	01/09/2025	<p>Received a complaint from one Sambhuti Ranjan Bhattacharjee, Secretary, Ashray Awasik Kalyan Samity, Ashray Kunjaban Agartala, having mobile No. 8005596601/9862577656, wherein the complainant had the attention of the Chairperson, Tripura Human Rights Commission, mentioning that during celebration of Ganesh Chaturthi and Biswarjan of God Ganesha, the excessive of highly complexed sound system leads to serious disruption of peaceful sleep and mental agony. As a result the physical and mental health of the complainant and others are adversely affected and amounts to serious violation of their fundamental right and human rights and he prayed to the Commission to take cognizance of those facts and to ensure protection of their human rights.</p> <p>It has come to the notice of the Commission that many clubs or organizers celebrated Ganesh Chaturthi. They also organized processions throughout the important streets of the city viz Hari Ganga Basak road, Akhawra road, Jagannath Bari Road and many other important streets of Agartala. It is noticed that processions were under taken with high decibel sound boxes/ musical instruments. It is also reported in many news papers that law enforcing</p>	

agencies, especially, the West Agartala and the East Agartala Police Stations tried to prevent and restrict the noise pollutions requesting the organizers to reduce the volume of such musical instruments. But, some of the club members or members of organizations challenged the authorities of the law enforcing agencies to prevent them from making sound/noise pollution. It is also reported that some members of the organization conducting precessions even threatened the police officials while performing their official duties with dire consequences.

The Commission has taken serious note of such incident.

Right to health and adequate medical services and care are fundamental rights of a citizen under article 21 of the constitution of India. Right to adequate and peaceful sleep directly relates to right to health and medical care. To say the least, right to health is a integral facet of article 21 of Constitution of India. IGM hospital and may other nursing homes are situated in the heart of the city of Agartala. Similar situation is noticed in and around the AGMC & GBP hospital, Agartala. Such precessions and the sounds of musical instruments with high volume badly affect the city dwellers and especially the patients of IGM hospitals, the patients of nursing homes, as well as the patients admitted at AGMC & GBP hospitals, Agartala. That apart there are so many old aged citizens who have the right to sleep peacefully are badly affected due to such noise/sound

pollution. The Hon'ble Supreme court of India as well as the High Court of Tripura already had passed directions in their judgments prohibiting sound pollution in and around the hospital/nursing homes as well, cautioned such organizers and clubs not to disturb the peaceful sleeps of the citizens. Further, such noise/sound pollution directly disturb the peaceful study of the students.

The use of high volume mechanical sound system had caused serious disturbances to the public peace, adversely affect the rights of the citizens to leave in a peaceful and pollution free environment which forms an integral part of right to life guaranteed on the article 21 of the Constitution of India. The loud speakers and DJ sound beyond permissible limit prescribes under Noise Pollution (Regulation and Control) Rules 2020 amounts to a violation of citizens fundamental rights. Thus, the Commission thinks it appropriate to issue notice upon the Member Secretary, Tripura State Pollution Control Board, the DM & Collector, West Tripura, Agartala and the Superintendent of Police, West Tripura to personally appear before the Commission on **02.09.2025** at 11:30 A.M. To apprise the Commission about the steps and measures they have taken to prevent such violation.

Office of this Commission is directed to furnish the copy of this order to the Member Secretary, Tripura State Pollution Control Board, the DM & Collector, West Tripura, Agartala and the

Communicated to

① SP, West
Tripura, vide,

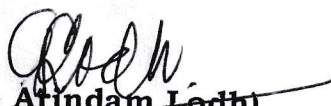
THRC/3112, dt.
01-09-2025

① DM & Collector
West Tripura,
vide, THRC/3113
dt. 01-09-2025

① Member
Secretary,
Tripura State
Pollution Control
Board, vide,
THRC/3114
dt. 01-09-2025

Superintendent of Police, by hand.

List the matter on **02.09.2025**.


(Justice Arindam Lodh)
Chairperson


(U. Choudhuri)
Member