



W.P(MD)No.5127 of 2016

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
WEB COPY

DATED: 04.10.2023

CORAM:

THE HONOURABLE MR.JUSTICE B.PUGALENDHI

W.P(MD)No.5127 of 2016
and
W.M.P.(MD) No.4595 of 2016

Tamilselvan

...Petitioner

Vs.

1.The District Collector
Tuticorin District,
Tuticorin.

2.The Chief Engineer
Non-Conventional Energy Sources(NCES)
Tamil Nadu Electricity Board,
No.144, Anna Salai,
Chennai - 2.



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3.The Executive Engineer,
Non-Conventional Energy Sources,
Tamil Nadu Electricity Board,
Tuticorin.

4.The President,
Pasuvanthanai Panchayat,
Pasuvanthaani,
Ottapitaram Taluk,
Tuticorin District.

5.Gamesa Wind (P) Ltd.,
Through its General Manager,
Having Office at No.489, G.N.T. Road,
Red Hills Road,
Chennai- 2.

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus forbearing



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the 3rd and 5th respondent from installing any wind fans or operating, commencing the wind machine by polluting the agricultural land at Pasuvanthanai Village, bearing Survey Numbers 518, 419/3, 296/13, 296/17, 296/9, 297/8, 527/5A, 459/2, 459/5B, 491/2, 510/4A, 518/1, 518/2A, 102/15B, 108/6, 116/10, 116/19, 60/16D, 61/5, respectively.

For Petitioner : No Appearance

For Respondents : Mr.J.K.Jeyaselan - for R1

Government Advocate

Mr.S.Deenadhayalan - for R2 & R3

Mr.M.Rajarajan - for R4

Mr.B.Muruganandam - for R5

ORDER

The petitioner has filed this Writ Petition for a Mandamus, forbearing the third and fifth respondents from installing any wind fans or operating, commencing the wind machine by polluting the agricultural lands in Survey Numbers 518, 419/3,



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296/13, 296/17, 296/9, 297/8, 527/5A, 459/2, 459/5B, 491/2,
510/4A, 518/1, 518/2A, 102/15B, 108/6, 116/10, 116/19, 60/16D,
61/5, of Pasuvanthanai Village.

2. When this Writ Petition is taken up for hearing, there is no representation for the petitioner. The learned Counsel appearing for the respondents submits that the wind fan has already been installed and it is functioning and therefore, the Writ Petition has become infructuous.

3. Since there is no representation for the petitioner and also considering the representation of the respondents, this Writ Petition is closed. No costs. Consequently, connected miscellaneous petition is closed.

04.10.2023

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
RM



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B.PUGALENDHI, J.

RM

Order made in
W.P(MD)No.5127 of 2016

04.10.2023