

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21..09..2015

CORAM

THE HON'BLE Mr.SANJAY KISHAN KAUL, CHIEF JUSTICE
and
THE HON'BLE Mr.JUSTICE T.S.SIVAGNANAM

W.P. No.29562 of 2015

S.Manivelu

..Petitioner

Versus

1.The District collector,
Namakkal District.

2.The Deputy Collector,
Town and Country Planning Department
Salem.

3.The General Manager,
District Industries Centre,
District Collectorate Master Complex,
Thiruchencode Road, Namakkal 637003.

4.The District Environmental Engineer,
Tamil Nadu Pollution Control Board,
597, P.S.K. Towers, Salem Main Road,
Namakkal.

5.The Superintending Engineer,
Namakkal Electricity Distribution Circle
TANGEDCO, Krishna Complex,
Paramathi Road, Namakkal.

6.The Divisional Officer
Fire Services and Rescue Department
Namakkal District, Namakkal.

7. The Deputy Director of Health Services
Namkkal District, Namakkal.

8. The Commissioner,
Panchayat Union, Namakkal.

9.The President,
Konur Village Panchayat,
Kandampalayam, Konur (Post)
Namakkal Taluk and District.

10.S.Muthusamy

..Respondents

Petition filed under Article 226 of the Constitution of India, praying for the issuance of a writ of Mandamus, forbearing the respondents 1 to 7 from granting any License or permission or No Objection Certificate to the 10th respondent for establishing any industry either Spinning Mill or Poultry Form in violation of Acts and Rules for establishing such industry in S.Nos.55/1B2, 55/1C, 55/1D and 57/2 at Senthoor Nagar Annex, Konur Village, Kandampalayam, Konur (Post), Namakkal Taluk and District.

For Petitioner :: Mr.J.Muthukumaran

For Respondent :: Mr.S.T.S.Murthy
Government Pleader
assisted by
Mr.V.Shanmughasundar
Government Advocate
Mr.V.R.Kamalanathan AGP
for R.1 to R.3 and R.6 to R.9
Mrs.Rita Chandrasekaran for R.4

O R D E R

(Judgment of Court was made by The Honourable The Chief Justice)

Learned Government Pleader and the learned counsel for the Tamil Nadu Pollution Control Board submit that the 10th respondent is establishing a Powerloom Textile Unit, for which requisite permission has been obtained from the Tamil Nadu Pollution Control Board as well as licence has been granted.

2. In view of the aforesaid, if the petitioner is aggrieved by the consent granted on account of any aspect of noise pollution or otherwise, it is for him to avail the appropriate remedy before the appellate authority against the consent granted.

3. The writ petition stands dismissed with the aforesaid liberty. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(J)

//True Copy//

Sub Assistant Registrar

ksr

To

- 1.The District collector, Namakkal District.
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Town and Country Planning Department,Salem.
- 3.The General Manager, District Industries Centre,
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- 4.The District Environmental Engineer,
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- 6.The Divisional Officer
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Namakkal District, Namakkal.
7. The Deputy Director of Health Services
Namakkal District, Namakkal.
8. The Commissioner,
Panchayat Union, Namakkal.
9. The President Konur Village Panchayat,
Kandampalayam, Konur (Post), Namakka Taluk and District.

+lcc to Mr.J. Muthukumaran, Advocate, S.R.No.51446
+lcc to Mrs. Rita Chandra Sekaran, Advocate, S.R.No.51280
+lcc to the Government Pleader, S.R.No.51553

EV(CO)
EU(05/10/2015)

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