

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 08.04.2015

CORAM:

The Honourable Mr. SANJAY KISHAN KAUL, Chief Justice
and
The Honourable Mr. Justice T.S.SIVAGNANAM

Writ Petition No. 12253 of 2012

C. Chinnaraj

... Petitioner

vs.

1. The District Collector
The Collectorate
Dharmapuri District
Dharmapuri.

2. The Chairman
Tamil Nadu Pollution Control Board
Panagal Maligai, Saidapet
Chennai 600 015.

3. The Divisional Engineer
Tamil Nadu Pollution Control Board
CIPCOT, Hosur 635126.

4. The Chairman
Ale Dharmapuri Panchayat
Dharmapurai.

5. Anbu Rice Mill
rep. by its Manager सत्यमेव जयते
Papparapatti Main Road
Old Dharmapuri, Dharmapuri District.

6. Akila Rice Mill
rep. by its Manager
Papparapatti Main Road
Old Dharmapuri, Dharmapuri District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus directing respondents 1 to 4 to consider the representation dated 11.07.2011 made by the petitioner to the respondents and to take action on the same in accordance with law within a time frame as may be fixed by this Hon'ble Court.

For Petitioner : Mr. P. Raja

For Respondent : Mr. S.T.S. Murthi
Govt. Pleader for R1 & R4
Mrs. Rita Chandrasekaran
Standing Counsel for R2 to R3
No Appearance for R5 & R6.

O R D E R
(Made by The Hon'ble The Chief Justice)

The allegation in this petition, filed as a public interest litigation, against respondents 5 and 6 is that they are causing heavy noise and air pollutions. Notice was issued on 04.06.2012 and even thereafter, but the petitioner has failed to take steps to complete the service on the respondents. On this ground alone, the petition is liable to be dismissed for non-prosecution, it being three years old.

2. Learned counsel for the second and third respondents, however, states that there is a subsequent development, inasmuch an inspection was carried out on the premises of the said two respondents on 27.02.2014 and they were found to be in compliance of all the norms. A copy of that order is also stated to have been sent on 04.03.2014 to the petitioner.

3. Thus, even on merits, nothing survives in this petition and the petition accordingly stands closed. No costs.

Sd/-
Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

ATR

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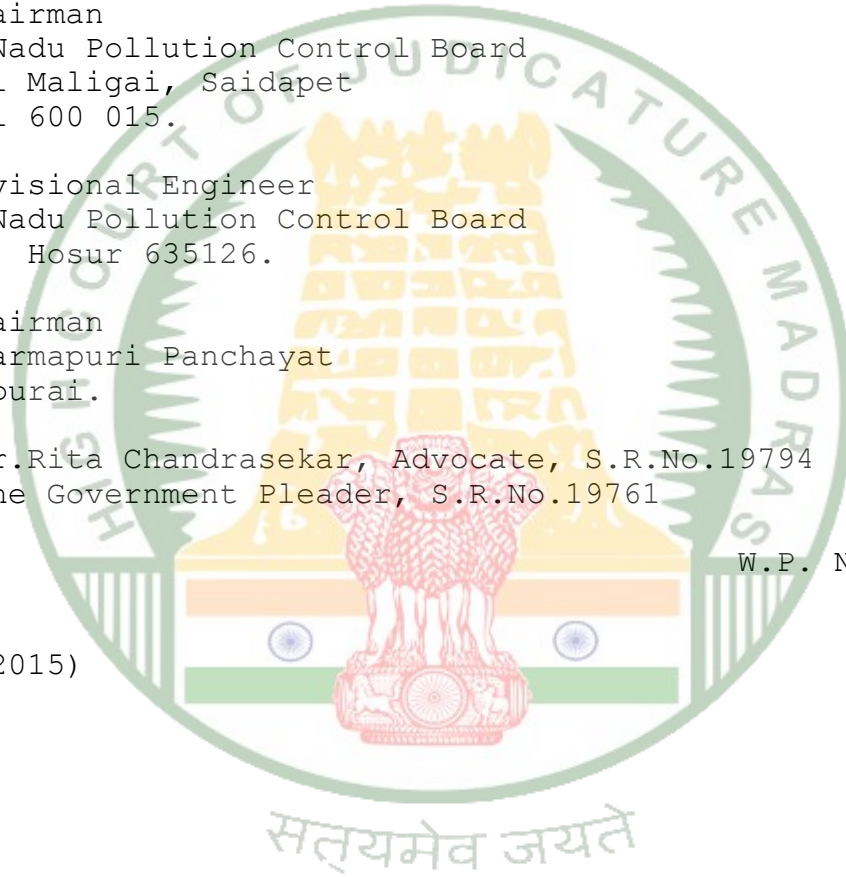
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+1cc to Mr.Rita Chandrasekar, Advocate, S.R.No.19794

+1cc to the Government Pleader, S.R.No.19761

W.P. No. 12253 of 2012

GJ(CO)
CA(13/04/2015)



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