

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16.09.2015

CORAM :

The Hon'ble MR.SANJAY KISHAN KAUL, CHIEF JUSTICE

AND

The Hon'ble MR.JUSTICE T.S.SIVAGNANAM

W.P. No. 13979 of 2009

and M.P.No.1 of 2009

M.Raja .. Petitioner

-vs-

- 1.The District Environmental Engineer,  
Tamil Nadu Pollution Control Board,  
Sriperumbadur, Padapai.
- 2.The Secretary,  
Kolappakkam Maxworth Nagar  
Residents Welfare Association,  
Maxworth Nagar, Phase-I,  
Kolappakkam, Gerugampakkam Post,  
Chennai.
- 3.The Commissioner,  
Kunrathur Panchayat Union,  
Padapai, Kanchipuram. .. Respondents

Petition filed under Article 226 of the Constitution of India praying for issue of Writ of Mandamus to direct respondents 1 and 3 to initiate such coercive action to abate the nuisance caused by the 2<sup>nd</sup> respondent at S.No.106/2, Kolappakkam Village, Sriperumbadur Taluk, Kancheepuram District.

For Petitioner : M/s.V/.Srimathi  
for Mr.V.Raghavachari

For Respondents : M/s.Rita Chandrasekar for R-1  
: M/s.R.Amizhdhu for R-2  
: Mr.V.R.Kamalanathan  
Addl.G.P. for R-3

O R D E R

(Order of the Court was made by The Hon'ble Chief Justice)

On hearing the learned counsel for parties, the writ petition is disposed of with the direction to the first respondent to take necessary action in accordance with law for the non-functioning of the Sewage Treatment Plant (STP), which is stated to be even the current position. The protection afforded to the petitioner vide the order dated 08.03.2010 restraining the second respondent, its agents and servants from draining the sullage water into the public property and other property, in respect of the land in S.No.106/2, Kolapakkam Village, Sriperumpudur Taluk, Kancheepuram Taluk, would continue to operate as a final direction in the writ petition. No costs. Consequently, M.P.No.1 of 2009 is closed.

Sd/-

Assistant Registrar

True Copy

Sub Assistant Registrar

sra

To

1.The District Environmental Engineer,  
Tamil Nadu Pollution Control Board,  
Sriperumbadur, Padapai.

2.The Secretary,  
Kolappakkam Maxworth Nagar  
Residents Welfare Association,  
Maxworth Nagar, Phase-I,  
Kolapakkam, Gerugampakkam Post,  
Chennai.

3.The Commissioner,  
Kunrathur Panchayat Union,  
Padapai, Kanchipuram.

1 cc to Government Pleader.Sr.No.50778

W.P.No.13979 of 2009

bvr(co)  
pmk.5.10.2015