



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 12.08.2015

CORAM :

THE HONOURABLE MR.JUSTICE R.SUDHAKAR

and

THE HONOURABLE MS.JUSTICE V.M.VELUMANI

Writ Petition (MD) No.10184 of 2015

P.Ayyakannu
State President,
National South Indian
River Integration Agriculturist
Association, No.3, Malar Salai,
Annamalai Nagar, Karur Bypass Road,
Tiruchirappalli

... Petitioner

Vs.

1.The Government of Tamil Nadu,
by its Secretary,
Department of Public Works, Chennai.

2.The District Collector, Trichirappalli.

3.The Chief Engineer,
River Irrigation, Public Works Department,
Trichirappalli.

4.The Executive Engineer,
Pollution Control Board, Trichirappalli.

5.The City Corporation, Trichirappalli. ... Respondents

Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus, directing the respondents to take effective steps against the 5th respondent and the bodies and persons against polluting the river Cauvery.

For Petitioner	: Mr.S.Muthukrishnan
For Respondents 1-3&5	: Mr.M.Govindan, Special Government Pleader.

For 4 th Respondent	: Mr.C.Elaman
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ORDER

(Order of the Court was made by R.SUDHAKAR, J.)

The writ petition has been filed to direct the respondents to take effective steps against the City Corporation, Trichirappalli, the fifth respondent herein and the persons who are polluting the river Cauvery.



2. Admittedly, the petitioner has not approached the competent authority before filing this writ petition and therefore, no relief as prayed for in the writ petition can be granted. However, liberty is granted to the petitioner to approach the competent authority with proper representation relating to the allegation of pollution to river Cauvery. On receipt of such representation, the competent authority, viz., Pollution Control Board and the District Collector shall take action on the representation of the petitioner. If no action is taken by the competent authority, then the petitioner is at liberty to approach the appropriate forum.

3. With the above observation, the writ petition is disposed of. No costs. Consequently, M.P(MD)No.1 of 2015 is closed.

Sd/-

Assistant Registrar(writ)

/True Copy/

Sub Assistant Registrar

To

1. The Secretary,
Government of Tamil Nadu,
Department of Public Works, Chennai.
 2. The District Collector, Trichirappalli.
 3. The Chief Engineer,
River Irrigation, Public Works Department,
Trichirappalli.
 4. The Executive Engineer, Pollution Control & Board,
Tiruchirappalli.
 5. The City Corporation, Trichirappalli
- +1 cc to MR.S.Muthukrishnan, Advocate Sr.No 45809
+1 cc to M/S.Spl.Govt.Pleader, Sr.No 46317

sms

JAM/JGB&DP/SAR-I/24.8.15/2P-8C

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