

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.06.2016

CORAM

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

The Hon'ble MR.JUSTICE R.MAHADEVAN

W.P.No.33161 of 2013

B.Maanu Ibrahim .. Petitioner

-vs-

- 1.The District Collector,  
Coimbatore Collectorate,  
Coimbatore.
- 2.The District Environmental Engineer,  
Tamilnadu Pollution Control Board,  
Coimbatore South,  
42-D, SNR College Road,  
Peelamedu,  
Coimbatore-641 004.
- 3.Al-Ajeez Plastic Industry,  
Periyasamy Street-2,  
Sunnaambu kaalvaai,  
Kuniyamuthur,  
Coimbatore-641 008. ... Respondents

Writ Petition filed under Article 226 of the Constitution of India praying for issue of Writ of Mandamus directing the first and second respondents to take appropriate action against the third respondent based on the representation dated 04.03.2013 of the petitioner.

For Petitioner : Mr.C.D.Sugumar

For Respondents : Mr.STS.Moorthy  
Govt. Pleader for R1

Mrs.Rita Chandrasekar for R2

Mr.P.Ravishankar Rao for  
Mr.L.Mouli for R3

ORDER

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

On hearing the learned counsel for parties, it appears that there are allegations and counter allegations inter se the petitioner and respondent No.3 in respect of the properties, which are back to back.

2. The learned counsel for respondent No.2 states that show cause notice for closure was issued on 31.10.2012. Response to the same has been furnished by the third respondent on 26.11.2012. We are surprised to note that no final order has been passed by the second respondent despite four years having elapsed. Necessary order be passed after completing all formalities within a maximum period of one month of the receipt of this order, as stated by the learned counsel for respondent No.2.

3. In so far as the allegation sought to be made against the petitioner for encroachment of the land is concerned, that aspect be also examined under the supervision of respondent No.1 and in case the allegation is found to be correct, action in accordance with law be taken, after notice to all concerned. This exercise be undertaken within a period of one month of the receipt of this order.

4. The writ petition, accordingly, stands disposed of. No costs.

Sd/-  
Assistant Registrar(J)

//True Copy//

Sub Assistant Registrar

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To

- 1.The District Collector,  
Coimbatore Collectorate, Coimbatore.
- 2.The District Environmental Engineer,  
Tamilnadu Pollution Control Board,  
Coimbatore South, 42-D, SNR College Road,  
Peelamedu,Coimbatore-641 004.

+lcc to Mrs. Rita Chandrasekaran, Advocate, S.R.No.33074  
+lcc to M/s. L. Mouli, Advocate, S.R.No.33507  
+lcc to the Government Pleader, S.R.No.33700  
+ 1 cc to Mr. C.D. Siugumar, Advocate Sr.33245

RSI (CO)  
EU(12/07/2016)

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