

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.07.2016

CORAM :

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

The Hon'ble MR.JUSTICE R.MAHADEVAN

W.P. No.17734 of 2013
and M.P.Nos.1 to 3 of 2013

Kannan .. Petitioner

-vs-

- 1.The State of Tamil Nadu,
rep. By its Chief Secretary to Govt.,
Fort St. George, Chennai 600 009.
- 2.The Home Secretary to Govt.,
Home Department, Fort St. George,
Chennai 600 009.
- 3.The Secretary to Government,
Environment and Forest Department,
Fort St. George, Chennai 600 009.
- 4.The Principal Chief Conservator
of Forests, Panagal Buildings,
Chennai 600 015.
- 5.Mr.Ravi Kant Upadhyay I.F.S.
Chief Conservator of Forests (Publicity)
O/o the Principal Chief Conservator of
Forests, Panagal Buildings,
Chennai 600 015.
- 6.The Director General of Police (Crime),
C.B.C.I.D., Chennai.
- 7.Mr.K.S.Sripathy, I.A.S.,
O/o.Chairman, Information Commission,
Chennai.
- 8.Pr.AG (Civil Audit) and AG (Commercial
and Receipt Audit), O/o The Controller
and Auditor General, Chennai.

.. Respondents

Petition filed under Article 226 of the Constitution of India praying for issue of Writ of Mandamus to direct the 6th respondent to re-investigate the fire incident which had taken place on 16.3.1997 at Additional Godown at Thiruppathur Sandal depot as per the recommendation given by Justice Raman Commission in the light of the findings rendered by the Hon'ble Commission.

For Petitioner : No appearance

For Respondents : Mr.S.T.S.Murthi,
Govt. Pleader, assisted by
Mr.V.Shanmugasundar, GA,
for RR 1, 2 and 6
:
Mr.M.K.Subramanian
Spl.G.P. (F) for RR 3 and 4
* * * * *

O R D E R

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

The 2013 public interest litigation seeks to raise an issue about the fire incident which took place on 16.03.1997 at Additional Sandalwood Depot, Tiruppathur, by seeking re-investigation.

2.The counter-affidavit shows that an enquiry commission was appointed under the Chairmanship of Justice Thiru.A.Raman (Retd.), which submitted its report on 04.11.1999 and the State Government is averred to have taken action against the officials and recommendation of the Commission to prevent such incidents in future are stated to be implemented. The C.B.C.I.D. investigated the case and filed charge sheet against seven officials but the Fast Track Additional Sessions Court, Tirupatthur, in the order dated 11.08.2006 in S.C.No.211 of 2004 passed an acquittal order giving benefit of doubt. The opinion thereafter obtained suggested no further action was required.

3.We are, thus, of the view that much after even that acquittal, the petitioner seeks to raise various issues.

4.In view of the aforesaid facts, the writ petition is closed, but it is directed that it must be ensured that all the

recommendations of the Commission are duly implemented. No costs. Consequently, M.P.Nos. 1 to 3 of 2013 also stand closed.

Sd/-
Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

sra

To

- 1.The Chief Secretary to Govt. of Tamil Nadu,
Fort St. George, Chennai 600 009.
- 2.The Home Secretary to Govt.,
Home Department, Fort St. George,
Chennai 600 009.
- 3.The Secretary to Government,
Environment and Forest Department,
Fort St. George, Chennai 600 009.
- 4.The Principal Chief Conservator of Forests,
Panagal Buildings, Chennai 600 015.
- 5.The Chief Conservator of Forests
(Publicity), O/o the Principal Chief
Conservator of Forests, Panagal Buildings,
Chennai 600 015.
- 6.The Director General of Police (Crime),
C.B.C.I.D., Chennai.
- 7.The Chairman, Information Commission,
Chennai.
- 8.Pr.AG (Civil Audit) and AG (Commercial
and Receipt Audit), O/o The Controller
and Auditor General, Chennai.

- 1 cc to M/s.Selvi George, Advocate, sr.42569
1 cc to The Government Pleader, sr.42067
1 cc to The Special Government Pleader, (Forest), sr.41987

W.P.No.17734 of 2013

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