

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.02.2016

CORAM

The Hon'ble Mr.JUSTICE M.M.SUNDRESH
and
The Hon'ble Mrs.JUSTICE S.VIMALA

W.P.No.3692 of 2016
and

WMP.Nos.3079 & 3080 of 2016

1. John Wesley
2. G. Murugesan
3. G. Madavan
4. Johanne Rodriguez

.... Petitioners

-Vs-

1. State Level Environment Impact
Assessment Authority Tamilnadu,
4-D, Panagal Maligai,
No.1, Jeenis Road,
Saidapet, Chennai-600 015.
rep. by its Director and Member Secretary.
2. Member Secretary,
Tamilnadu Pollution Control Board,
78, Mount Salai, Guindy,
Chennai-600 032.
3. District Environment Engineer,
Tamilnadu Pollution Control Board,
Maraimalar Nagar,
Chengalpet Taluk,
Kancheepuram District.
4. ESSEL,
Pallavapuram and Tambaram Municipal
Solid Waste Management Pvt. Ltd.,
Vengadamangalam,
Melakottaiyur post,
Chengalpattu Taluk,
Kancheepuram District.
5. The Commissioner,
Tambaram Municipality,
Tambaram,
Kancheepuram District.

6. The Commissioner,
Pallavaram Municipality,
Pallavaram,
Kancheepuram District.

7. The Commissioner,
Alandur Municipality,
Alandur, Kancheepuram District.

... Respondents

Petition under Article 226 of the Constitution of India praying for issue of Writ of Certiorarified Mandamus calling for the records of the first respondent in its Letter No.SEI AA/TN/EC/7(i)/001/F-198/2010 dated 10.03.2010 and quash the same as not maintainable and consequently direct the respondents 5 to 7 to shift the 4th respondent M/s.Pallavapuram Tambaram Municipal Solid Waste Management Pvt. Ltd. from Vengadamangalam, Melakottaiyur post, Chengalpattu Taluk, Kancheepuram District.

For Petitioner : Mr.C.Gurulingam

For Respondents : Ms.Rita Chandrasekaran for R2 & R3

Mr.V.R.Kamalanathan
Additional Government Pleader
for R5 & R6

Mr.V.Shanmugasundar
Government Advocate for R7

No Appearance for R1 & R4

O R D E R

(Order of the Court was made by M.M.Sundresh, J.)

Challenge made in this writ petition is the environmental clearance granted by the first respondent.

2. The petitioner has got effective and efficacious remedy before the National Green Tribunal to challenge the order impugned in this writ petition.

3. The writ petition is thus dismissed granting liberty to the petitioner to file a petition before the National Green Tribunal. No costs. Consequently, WMP.Nos.3079 and 3080 of 2016 are closed.

Sd/-
Assistant Registrar(CS VI)

//True Copy//

Sub Assistant Registrar

bbr

To

1. The Director and Member Secretary,
State Level Environment Impact Assessment Authority Tamilnadu,
4-D, Panagal Maligai,
No.1, Jeenis Road,
Saidapet, Chennai-600 015.
2. The Member Secretary,
Tamilnadu Pollution Control Board,
78, Mount Salai, Guindy, Chennai-600 032.
3. The District Environment Engineer,
Tamilnadu Pollution Control Board,
Maraimalar Nagar, Chengalpet Taluk,
Kancheepuram District.
4. ESSEL,
Pallavapuram and Tambaram Municipal
Solid Waste Management Pvt. Ltd.,
Vengadamangalam,
Melakottaiyur post,
Chengalpattu Taluk, Kancheepuram District.
5. The Commissioner,
Tambaram Municipality,
Kancheepuram District.
6. The Commissioner,
Pallavaram Municipality,
Kancheepuram District.
7. The Commissioner,
Alandur Municipality,
Kancheepuram District.

+1cc to the Government Pleader, S.R.No.6657

W.P.No.3692 of 2016

SKV(CO)
CA(12/02/2016)