

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.11.2016

CORAM

The HON'BLE MR.SANJAY KISHAN KAUL, CHIEF JUSTICE

AND

The HON'BLE MR.JUSTICE R.MAHADEVAN

W.P.No.39471 of 2016

N.Janardhanam ... Petitioner

Vs.

1. The Chairman
Central Pollution Control Board
CBD - cum - Office Complex
East Arjun Nagar
New Delhi - 110 032.
2. The Government Secretary
Government of India
Ministry of Environment and Forest
Paryavaran Bhavan
CGO Complex, Lodhi Road
New Delhi - 110 003. ... Respondents

PRAYER: Petition under Article 226 of the Constitution of India for issuance of a writ of Mandamus directing respondents 1 and 2 to take appropriate action based on the representation dated 28.12.2015 of the petitioner.

For Petitioner

: Mr.N.Janardhanam
Party-in-Person

For Respondents

: Mr. T.N. Rajagopalan
Spl. Govt. Pleader for
1st Respondent

Mr.Rita Chandrasekaran
2nd Respondent

ORDER

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

The petitioner, a Mechanical Engineer, seeks to plead for Electrostatic Precipitators to be installed which are stated to be highly efficient filtration devices and used for industrial purposes. The cause for action is stated to be the Delhi air quality.

2. We are, however, of the view that we are concerned with Chennai and the State of Tamil Nadu and not with Delhi, which has its own peculiar problems so far as air pollution is concerned. The position is not so in Chennai on account of its locational advantage being next to the sea and, thus, sea breeze is of a great assistance in this behalf. We cannot, thus, say that in future this problem will arise merely on the say of the petitioner. At present, there is no cause of concern as the problem does not exist in Chennai.

The petition is dismissed. No costs.

Sd/-
Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

sasi

To:

The Government Secretary
Government of India
Ministry of Environment and Forest
Paryavaran Bhavan
CGO Complex, Lodhi Road
New Delhi - 110 003.

2. The Chairman

Central Pollution Control Board
CBD - cum - Office Complex
East Arjun Nagar
New Delhi - 110 032.

+1cc to Mr.N. Janardhanan, Advocate, S.R.No.64827

+1cc to the Government Pleader, S.R.No.65188

trm(CO)

md(23/11/2016)

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