

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.12.2016

CORAM

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

AND

THE HON'BLE MR.JUSTICE M.SUNDAR

W.P.No.44109 of 2016

Elephant G.Rajendran

.. Petitioner

Vs.

1. The Collector
Ariyalur, Ariyalur District.

2. The Municipal Commissioner
Jayamkondam Municipality
Jayamkondam
Ariyalur District.

3. The President
Pudukudi Village Panchayat
Andimadam Panchayat Union
Ariyalur District.

.. Respondents

PRAYER: Petition under Article 226 of the Constitution of India seeking issuance of a writ of Mandamus forbearing the respondents from dumping the garbage solid waste materials into the Vettukuli (tank) situated in an area of 8.39 Hectares in S.Nos.519/9, 519/2 of Elaiyur Village, Andimadam Panchayat Union, Ariyalur District.

WEB COPY

For Petitioner

: Mr.Elephant G.Rajendran
Party-in-Person

For Respondents

: Mr.T.N.Rajagopalan
Spl. Government Pleader
for 1st respondent

Mr.P.Srinivas
for 2nd respondent

Mr.R.Vijayakumar
Addl. Government Pleader
for 3rd respondent

ORDER

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

It is pointed out to us that the National Green Tribunal has dealt with the subject matter land in Application No.217 of 2015 and has observed that since the District Collector has alienated the land in favour of the municipality and the statutory authority, i.e., SPCB has granted No Objection Certificate as well as authorization to establish the disposal facility, the site falling in government poramboke land, the apprehensions of the residents are taken care of.

2. We would, thus, not like to embark on another enquiry on the same aspect, the specialized body of Green Tribunal having dealt with the issue.

The petition, accordingly, stands disposed of. No costs. Consequently, W.M.P.No.37919 of 2016 is closed.

Sd/-

Assistant Registrar(CS IV)

//True Copy//

Sasi

Sub Assistant Registrar

To:

1. The Collector
Ariyalur, Ariyalur District.
2. The Municipal Commissioner
Jayamkondam Municipality
Jayamkondam
Ariyalur District.

+ 1 cc to Mr.P. Srinivas, Advocate SR.76011

+ 1 cc to the Government Pleader Sr.74995

W.P.No.44109 of 2016

RK(CO)

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