



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 20.04.2017

CORAM:

THE HONOURABLE MR.JUSTICE **T.S.SIVAGNANAM**
and
THE HONOURABLE MR.JUSTICE **P.VELMURUGAN**

W.A.(MD) No.1421 of 2015
and
M.P.(MD) No.1 of 2015
and
C.M.P.(MD) No.3825 of 2016
and
W.A.(MD) No.1422 of 2015
and
M.P.(MD) Nos.1 & 2 of 2015
and
C.M.P.(MD) No.3824 of 2016

South Zone Match Splints &
Veneers Trader's Welfare Association (Regd.No.65/04)
Rep.by its Secretary
K.Sermakani
1/5, Industrial Estate,
Kovilpatti,
Thoothukudi District

... Appellant in both appeals

-vs-

1. The State of Tamil Nadu,
Rep by its Principal Secretary,
Tamil Nadu Forest Department,
St.George Fort, Chennai-9. ... 1st Respondent in
W.A.(MD).No.1422 of 2015
2. The Member Secretary,
Central Empowered Committee,
2nd floor, Chankya Bhavan,
Chankyapuri, New Delhi-1100021.
3. The Principal Chief Conservator Forest,
Panagal Maligai, Saidapet, Chennai-15.
4. The Principal Secretary /
Chairman and Managing Director,
Tamil Nadu Power Generation and Distribution Corporation Ltd,
No.144, Annasalai, Chennai-2.



5. The Executive Engineer,
Tamil Nadu Generation and Distribution Corporation Ltd,
Distribution and Maintenance,
Kovilpatti, Thoothukudi District.

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6. The District Forest Officer,
Office of the District Forest Officer,
Thoothukudi, Thoothukudi District.

7. The Forest Ranger,
Office of the Forest Ranger,
Kovilpatti Ranger, Kovilpatti,
Thoothukudi District.

8.S.Janardhanan

9.D.Krishnamoorthy

10.N.Ethiraj

11.R.S.Lakshmi

12.Rajesh Kannan

13.P.Jeyalakshmi

14.P.Ramachandran

15.R.Vinod Prabhakaran

16.P.Gopal

17.G.Kathiresan

18.Guruvammal

19.L.Karpaga Jothi

20.V.Subbulakshmi

21.V.Jeyalakshmi

22.S.Selvamani

23.S.Subramanian

24.R.Vasu @ Raj

<https://hcservices.ecourts.gov.in/hcservices/>

25.S.Rathina Kumar



26.P.Seenivasan

27.R.Femina

28.K.Mariyappan

29.Ayyadurai

30.M.Balasubramanian

31.S.K.Ramasubu

32.N.Venkadachalapathy

33.Subbaiya Nadar

34.Vengada Subramania Raja

35.Thilagavathy

36.N.Srinivasa Nadar

37.Kamalam

38.Santhanam

39.Indra Ramamoorthy

40.S.Chandrasekaran

41.T.Ganapathy

42.M.Lakshmanamoorthy

43.M.Kombaiah

44.K.Rajammal

45.Chellamari

46.M.Ponusamy

47.D.Rajan

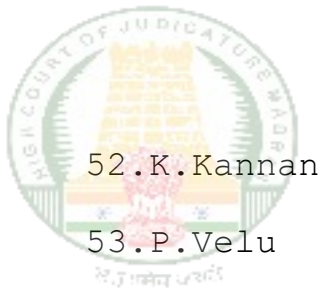
48.I.Subburaj

49.A.Dhanabalan Mosi

<https://hcservices.ecourts.gov.in/eservices>

50.M.R.Thilagesa Raj

51.J.Kamala Engle



53.P.Velu

... Respondents in W.A.(MD) No.1421 of 2015 &
Respondents 2 to 53 in W.A.(MD) No.1422 of 2015

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PRAYER (in W.A.(MD) No.1421 of 2015): Writ Appeal filed under Clause 15 of Letters Patent, to set aside the order dated 28.10.2015 in M.P.(MD).No.2 of 2015 in W.P.(MD).No.9819 of 2015, on the file of this Court.

Prayer in MP(MD). 2/ 2015 in WP(MD).9819/2015 :

To grant an Interim Stay all further proceedings of the Impugned order issued by the 1st Respondent in his Proceedings in File No. 2-31/CEC/SC/2013-Pt. V dated 06.04.2015.

Prayer in WP(MD). 9819/ 2015 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Certiorari, calling for the records pertaining to the Impugned order issued by the 1st Respondent in his Proceedings in File No. 2-31/CEC/SC/2013-Pt. V dated 06.04.2015 and quash the same.

PRAYER (in W.A.(MD) No.1422 of 2015): Writ Appeal filed under Clause 15 of Letters Patent, to set aside the order dated 28.10.2015 in M.P.(MD).No.1 of 2015 in W.P.(MD).No.13656 of 2015, on the file of this Court.

Prayer in MP(MD). 1/ 2015 in WP(MD).13656/2015 :

To grant an Ad-Interim Stay of all further proceedings in pursuance to the impugned government order passed by the 1st respondent in his proceedings in G.O.Ms.No.79 Environment and Forests(FR-13) Department dated 23.7.2015 amending rule 14 of Tamil Nadu Regulation of Wood Base Industries Rules in so far as it exempts Match Splint Industries from the purview of Tamil Nadu Regulation of Wood Base Industries Rules and pending disposal of above W.P.

Prayer in WP(MD). 13656/ 2015 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court Writ of Declaration declaring the government order issued by the 1st respondent in his proceedings in G.O.Ms.No.79 Environment and Forests(FR-13) Department dated 23.7.2015 amending rule 14 of Tamil Nadu Regulation of Wood Base Industries Rules in so far as it exempts Match Splint Industries from the purview of Tamilnadu Regulation of Wood Base Industries Rules as ultra vires the constitution of India.

**W.A. (MD) No.1421 of 2015:**

For Appellant : Mr.P.Banu Prasath

For Respondents : Mr.A.V.Ramanathan for R3 & R4
Mr.S.Chandrasekar
Government Advocate for R5 & R6
Mr.N.Ananthapadmanabhan for R7 to R11,
R13 to R31, R33 to R40, 42, 43, 47, 48, 50
to R52
No Appearance for R1, R2, R12, 32, 41, 44
to 46 & 49

W.A. (MD) No.1422 of 2015:

For Appellant : Mr.P.Banu Prasath

For Respondents : Mr.S.Chandrasekar
Government Advocate for R3, R6 & R7
Mr.A.V.Ramanathan for R4 & R5
Mr.N.Ananthapadmanabhan
for R8 to R12, R14 to R32, R34 to R41, 43,
45, 48, 49, 50, 52 & 53
No Appearance for R1, R13, 33, 42 to 44,
46 & 50
R2 - Tapal not yet returned - Bata due

C O M M O N J U D G M E N T

[Judgment of the Court by **T.S.SIVAGNANAM, J.**]

Heard the learned counsel for the parties and carefully perused the materials placed on record.

2. These writ appeals are directed against the common order, dated 28.10.2015 in M.P.(MD).Nos.2 and 1 of 2015 in W.P.(MD).Nos. 9819 and 13656 of 2015.

3. The learned single Judge, after elaborately hearing the parties, by a common order, dated 28.10.2015, vacated the order for interim stay which was granted earlier.

4. The present writ appeals were filed in December 2015 and at the time of entertaining the appeals, no interim orders were granted and they are pending for all these years. Further, we find that the writ petitions, themselves have been directed to be listed along with the appeals. Accordingly, they have also been listed.

5. At this stage, we do not propose to grant any interim order of stay, as the interim order of stay has already been vacated on



28.10.2015. Therefore, we close the writ appeals and direct the writ petitions to be posted for final hearing on 08.06.2017. No Costs. Consequently, connected miscellaneous petitions are closed.

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Sd/-

Assistant Registrar(A.S)

/True Copy/

Sub Assistant Registrar

To:

1. The Member Secretary,
Central Empowered Committee,
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