

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22.01.2019

CORAM :

The Hon'ble Mr. Justice M.M.SUNDRESH
and
The Hon'ble Mr. Justice KRISHNAN RAMASAMY

W.P.Nos.13939 of 2001 and 10001 of 2006
and
W.P.M.P.Nos.11282 and 11283 of 2006 and 188 of 2010

W.P.No.13939 of 2001

The President of Ichipalayam
Village Panchayat
S.Muthusamy,
Ichipalayam, Perundurai Taluk,
Erode District.

...Petitioner

Vs

1.M/s.Mahiendra Fabrics Mills rep. by its
Partner, 68, R.M. Building,
Tirupur Road, Uthukuli - 638 751
Erode District.

2.The Commissioner,
Uthukuli Panchayat Union,
Perundurai Taluk, Erode District.

3.The Member Secretary,
Tamil Nadu Pollution Control Board,
100, Anna Salai, Guindy,
Chennai - 32.

4.The District Environmental Engineer,
Tamil Nadu Pollution Control Board,
Erode.

...Respondents

W.P.No.10001 of 2006

V.Baskaran

...Petitioner

Vs

1.The Chairman,
Tamil Nadu Pollution Control Board,
100, Anna Salai, Chennai - 32.

2.The District Environment Engineer,
Tamil Nadu Pollution Control
Board, Erode.

3.The District Collector,
Erode District, Erode - 11.

4.The Revenue Divisional Officer,
Sub Divisional Magistrate,
Erode.

5.The Assistant Engineer,
Tamil Nadu Electricity Board,
Uthukuli East, Erode District.

6.The President,
Ichipalayam Village Panchayat,
Uthukuli - 638 751
Erode District.

7.M/s.Mahiendra Process rep. by its
Partner P.Subramani

...Respondents

W.P.No.13939 of 2001: Petition filed under Article 226 of The Constitution of India praying for the issuance of a writ of mandamus forbearing the first respondent from running the dyeing unit namely Mahiendra Fabrics Mills situate in R.S.Nos.71/1, 72/4, 77/5, 79/3 and 80/3 of Ichipalayam Village, Perundurai Taluk, Erode District, without obtaining the licence and planning permission from the competent authority and without adhering the norms prescribed by the Pollution Control Board.

W.P.No.10001 of 2006: Petition filed under Article 226 of The Constitution of India praying for the issuance of a writ of certiorarified mandamus calling for the records pertaining to the impugned Consent Order No.19939 dated 20.07.2005 made in DEE/TNPCB/F.PR 124/ERD/R/S/W/2005 and the order No.15987 dated

20.07.2005 made in DEE/TN PCB/ERD/F.PR.124/R/S/A/2005 issued by the second respondent herein in favour of the seventh respondent, quash the same and consequently direct the seventh respondent herein to relocate his dyeing and hosiery unit to the SIPCOT Complex, Perundurai, Erode District.

For Petitioner .. Mr.N.Manokaran
in both W.Ps

For Respondents.. Mr.Kandhan Doraisami
for R1 in W.P.No.13939 of 2001
for R7 in W.P.No.10001 of 2006
Ms.A.Sri Jayanthi,
Spl. Govt. Pleader for R2
in W.P.No.13939 of 2001
Mr.Ramanlal for R3 & R4
in W.P.No.13939 of 2001
for R1 and R2
in W.P.No.10001 of 2006
Mr.R.Venkatesh,
Govt. Advocate for R3, R4 and R6
in W.P.No.10001 of 2006
No appearance for R5
in W.P.No.10001 of 2006

COMMON ORDER

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

Learned counsel appearing for the petitioners seeks permission to withdraw the writ petitions and he has also made an endorsement to that effect.

2.In view of the endorsement made by the learned counsel for the petitioners, these writ petitions are dismissed as withdrawn. No costs. Consequently, connected miscellaneous petitions are closed.

mmi

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

1. The Commissioner,
Uthukuli Panchayat Union,
Perundurai Taluk, Erode District.
2. The Member Secretary,
Tamil Nadu Pollution Control Board,
100, Anna Salai, Guindy,
Chennai - 32.
3. The District Environmental Engineer,
Tamil Nadu Pollution Control Board,
Erode.
4. The Chairman,
Tamil Nadu Pollution Control Board,
100, Anna Salai, Chennai - 32.
5. The District Environment Engineer,
Tamil Nadu Pollution Control
Board, Erode.
6. The District Collector,
Erode District, Erode - 11.
7. The Revenue Divisional Officer,
Sub Divisional Magistrate,
Erode.
8. The Assistant Engineer,
Tamil Nadu Electricity Board,
Uthukuli East, Erode District.
9. The President,
Ichipalayam Village Panchayat,
Uthukuli - 638 751
Erode District.

+2cc to Mr.N.Manokaran, Advocate, S.R.No.4892 & 4893
+1cc to Mr.Muthumani Doraisami, Advocate, S.R.No.4880
+1cc to the Government Pleader, S.R.No.5043

W.P.Nos.13939 of 2001
and 10001 of 2006

MP (CO)
KAK (20/02/2019)