



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 01.09.2020

CORAM

THE HONOURABLE **MR. JUSTICE G.R. SWAMINATHAN**

W.P. (MD) No.8738 of 2020

WEB COPY

K.Balamurugan

...Petitioner

Vs.

1.The District Environment Engineer,
Tamil Nadu Pollution Control Board,
Collector Office Campus,
Dindigul - 624 004.

2.The Superintending Engineer,
TANGEDCO,
Dindigul Electricity Distribution Circle,
Dindigul District.

3.The Proprietor,
M/s.Sri Venkateswara Crusher,
R.S.No.522, 523/1D, 523/2A,
Kombaipatti Village,
Batlagundu Post, Nilakottai Taluk,
Dindigul District.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of writ of mandamus, to direct the first respondent to consider the objections raised by the petitioner as contained in the representation dated 11.05.2020 before deciding on renewal of consent to the third respondent Crusher Unit within the time stipulated by this Court.

For Petitioner : Mr.S.Louis

For R1 : Mr.C.Kasirajan

For R2 : Mrs.Srimathy
for S.M.S.Johnny Basha

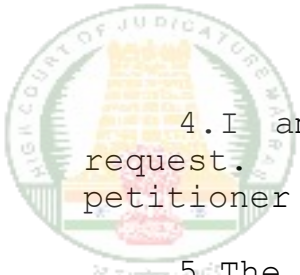
R3 dispensed with

ORDER

Heard the learned counsel appearing on either side.

2.Considering the nature of the order to be passed in this writ petition, notice to the third respondent is dispensed with.

3.The third respondent is running a stone crusher unit. It appears that the third respondent had originally obtained consent from the petitioner. The petitioner has some serious objections for renewal of the said consent. All that the petitioner wants is that the first respondent should put the petitioner on notice before passing any order in favour of the third respondent herein.



4.I am of the view that no exception can be taken to the request. If the petitioner's rights are affected, then the petitioner is certainly entitled to notice.

5.The learned Standing Counsel also states that the first respondent will consider the petitioner's objection while considering the application of the third respondent for renewal.

6.The writ petition is disposed of on this terms. I make it clear that I have not gone into the merits of the matter. Nothing stated herein can operate to the prejudice to the third respondent. No costs.

Sd/-

Assistant Registrar (AD II)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

gns

Note: In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

1.The District Environment Engineer,
Tamil Nadu Pollution Control Board,
Collector Office Campus,
Dindigul - 624 004.

2.The Superintending Engineer,
TANGEDCO,
Dindigul Electricity Distribution Circle,
Dindigul District.

+2 CC to M/s.S. KASIRAJAN, Advocate (SR-15762[F] dated 03/09/2020)

+1 CC to M/s.S. LOUIS, Advocate (SR-15892[F] dated 03/09/2020)

W.P. (MD) No.8738 of 2020
01.09.2020