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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 09.11.2021

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THE HONOURABLE MR. JUSTICE KRISHNAN RAMASAMY

W.P.No.9957 of 2017

and

W.M.P.Nos.10953 & 10954 of 2017

C.Madhaiyan

...Petitioner

..Vs..

1. The District Collector,
Salem District, Salem.

2. The Tahsildar,
Edappady Taluk,
Salem District.

...Respondents

PRAYER : Writ Petition is filed under Article 226 of Constitution of India, praying to issue a writ of certiorarified mandamus, to call for the records relating to the impugned notice dated 02.03.2017 vide ROC.No.1290/2017/A6 issued by the 2nd respondent and quash the same and consequently direct the respondents to conduct scientific study on the ill effects of Prosopis Juliflora in the State of Tamil Nadu.

For Petitioner : Mr.A.Swaminathan

For Respondents : Mr.K.M.D.Muhilan,
Government Advocate

ORDER

This Writ Petition has been filed challenging the impugned notice and consequently to direct the respondents to conduct scientific study on the ill effects of Prosopis Juliflora in the State of Tamil Nadu.

2. Similar set of writ petitions have been filed before this Court and the Hon'ble First Bench of this Court has passed order in W.P.No.10614 of 2017, wherein, the Hon'ble Bench has appointed Expert Committee and the relevant portion of the order is extracted hereunder:

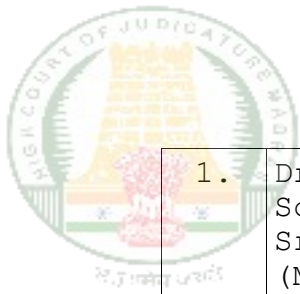


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"5.It is brought to our notice that the Government has constituted a Committee to undertake a comprehensive study on Seemai Karuvelam trees with regard to its ill-effects on environment as well as its utility. The Committee comprises the following members:

1.	Principal Chief Conservator of Forests (Research), Chennai	Chairman
2.	Professor and Head (Agro Forestry) Forest College and Research Institute, Tamil Nadu Agricultural University, Coimbatore	Member
3.	Dr.V.Sankaran, Head of Agronomy Department, Madras Veterinary College, Vepery, Chennai.	Member
4.	Engineer-in-Chief, Water Resource Department, Public Works Department, Chennai - 5.	Member
5.	Tmt.Keranappuch Joseph, Joint Secretary to Government, Law Department, Secretariat, Chennai - 9.	Member
6.	Deputy Director (Plant Protection), O/o.Director of Agriculture, Chennai - 5.	Member
7.	Tmt.Soba Menon, Founder and Managing Trustee, Nizhal (NGO), Chennai	Member
8.	Chief Conservator of Forests (Publicity), O/o.Principal Chief Conservator of Forests (Head of Forest Force), Chennai.	Member-Secretary

6.By consent of Mr.Mohan, learned counsel for the petitioner; Mr.V.Ayyadurai, learned Additional Advocate General (assisted by Mr.M.K.Subramanian, learned Government Pleader) appearing for respondents 1 to 4; Mr.Menon Karthik Mukundan, learned counsel appearing for the 5th respondent/Director, Indian Institute of Technology, Chennai, and Mr.P.Vijendran, learned counsel appearing for the 6th respondent, we deem it appropriate to expand the Committee by including the following experts suggested by the petitioner:



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1.	Dr.Murugavel, Head, Department of Humanities & Social Sciences, Sri Venkateswara College of Engineering, Sriperumbudur. (Mobile No.98848-22393)
2.	Dr.Susy Vergese, Professor, Chennai Engineering, IIT, Madras. (Mobile No.94442-89172)
3.	Dr.Narashiman, Department of Botany, Madras Christian College. (Mobile No.98405-31967)
4.	Dr.V.A.Parthasarathy, Former Director (Retd.), Indian Institute of Spice Research, Kozhikode. (Mobile No.94471-73162).

" 3. The prayer sought for in the present writ petition is only for the appointment of Expert Committee to conduct scientific study on ill effects of Prosopis Juliflora in the State of Tamil Nadu. Since, in the earlier order, the Experts Committee have been constituted by the Hon'ble First Bench, to conduct scientific study on ill effects of Prosopis Juliflora, this Court is of the view that there is no need to appoint any Expert Committee once again. The order passed by the First Bench will bind the respondents herein also. Hence, no further orders are required in the present cases.

4. Accordingly, the writ petition stands disposed of. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar(CS VIII)

//True Copy//

Sub Assistant Registrar

Pns

To

1. The District Collector,
Salem District, Salem.

2. The Tahsildar,
Edappady Taluk,
Salem District.

+lcc to the Government Pleader, S.R.No.58018

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NSK 13/12/2021