



WEB COPY

W.P.No.2698 of



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.03.2023

CORAM

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.2698 of 2015

and

M.P.No.1 of 2015

M/s.Tamil Nadu Fly Ash Bricks
And Blocks Manufacturers Association
Rep. by its President
Having their Head Office at
447/4, HIG Flats, II Main Road, Anna Nagar,
Chennai 600 040.
rep. by its President Mr.D.S.Saravanan

... Petitioner

Vs.

- 1.Union of India
Rep. by its Secretary to Government
Ministry of Environment & Forests
Government of India
Parayavaram Bhavan
New Delhi 110 003.
- 2.The State of Tamil Nadu
Rep. by its Secretary to Government
Department of Environment and Forests
Fort St. George
Chennai 600 009.
- 3.The Chairman
Tamil Nadu Pollution Control Board
76, Mount Road, Guindy,



Chennai 600 032.

4.Chennai Metropolitan Development Authority

Rep. by its Member Secretary,
Thalamuthu Natarajar Building
No.1, Gandhi-Irwin Road,
Egmore, Chennai – 600 008.

5.The Commissioner

Corporation of Chennai
“Rippon Buildings”
Periyar E.V.R. Road
Park Town, Chennai 600 003.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, directing the Respondents 4 and 5 to make it mandatory the use of Fly Ash Bricks / Fly Ash based building materials in all the Construction activities and to ensure such compliance while issuing completion certificates, in respect of all construction activities within their territorial limits in terms of sub-paragraph No.(1A) and (1B) of Paragraph No.3 of the Notification in S.O.No.763(E), Ministry of Environment & Forests, GOI, as amended by Amendment Notification in S.O.No.979(E) dated 27.08.2003 and Amendment Notification in S.O.No.2804(E) dated 03.11.2009, exercising the powers conferred by sub-section (1) read with clause (V) of sub-section (2) of Section 3 and Section 5 of the Environment (Protection) Act, 1986 (Central Act No.29 of 1986) and also directing the respondent 2 to monitor due compliance of the above as per Clause (1E) of the above notification.



WEB COPY

W.P.No.2698 of



For Petitioner	: Ms.R.Madhubala For M/s.Rathina Asohan
For R1	: Not Ready in Notice
For R2 to R5	: No Appearance

ORDER

Today, when the matter is taken up for hearing, the learned counsel for the petitioner made a submission that the prayer sought for in the present writ petition has become infructuous and she has also made an endorsement to that effect.

2. In view of the endorsement made by the learned counsel for the petitioner, this Writ Petition stands dismissed as infructuous. No costs. Consequently, connected Miscellaneous Petition is closed.

28.03.2023

Jeni
Index : Yes
Speaking order
Neutral Citation : Yes



W.P.No.2698 of

To

- 1.The Secretary to Government
Union of India
Ministry of Environment & Forests
Government of India
Parayavaram Bhavan
New Delhi 110 003.
- 2.The Secretary to Government
The State of Tamil Nadu
Department of Environment and Forests
Fort St. George
Chennai 600 009.
- 3.The Chairman
Tamil Nadu Pollution Control Board
76, Mount Road, Guindy,
Chennai 600 032.
- 4.The Member Secretary,
Chennai Metropolitan Development Authority
Thalamuthu Natarajar Building
No.1, Gandhi-Irwin Road,
Egmore, Chennai – 600 008.
- 5.The Commissioner
Corporation of Chennai
“Rippon Buildings”
Periyar E.V.R. Road
Park Town, Chennai 600 003.



WEB COPY



W.P.No.2698 of

S.M.SUBRAMANIAM, J.

Jeni

W.P.No.2698 of 2015

28.03.2023