



W.P.No.25103 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.11.2023

CORAM :

THE HON'BLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE
AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.25103 of 2023

S.Prathab

.. Petitioner

VS

1.The State of Tamil Nadu,
rep. by its Secretary,
Ministry of Home, Prohibition and Excise,
Secretariat, Fort St. George,
Chennai-600 009.

2.The Member Secretary,
Tamil Nadu Pollution Control Board,
78, Mount Road,
Guindy, Chennai-600 032.

3.The Director of Environment,
Department of Environment,
No.1, Jennies Road, Panagal Building,
Saidapet, Chennai-600 015.

4.The Managing Director,
TASMAC Ltd.,
Egmore,
Chennai-600 008.

.. Respondents



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Prayer : Petition filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus directing the first respondent to restrain from issuing any order or direction enabling the Indian Made Foreign Liquor Manufacturing companies to use the "Tetra Pack Cartons or any other similar type of packaging that use any form of plastics and aluminium in their cartons for filling the Indian Made Foreign Liquors in it".

For the Petitioner : Mr.A.K.M.Samsu Nihar

For the Respondents : Mr.P.Muthukumar
State Government Pleader
for respondents 1 and 3

: Ms.Shanmugavalli Sekar
for respondent No.2

: Mr.K.Sathish Kumar
for respondent No.4

ORDER

(Order of the court was made by the Hon'ble Chief Justice)

Heard Mr.A.K.M.Samsu Nihar, learned counsel for the petitioner; Mr.P.Muthukumar, learned State Government Pleader for respondents 1 and 3; Ms.Shanmugavalli Sekar, learned counsel for the second respondent; and, Mr.K.Sathish Kumar, learned counsel for the fourth respondent.



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2. Learned counsel for the fourth respondent submits that an Expert Committee has been constituted to study the *pros and cons* of use of tetra packs and also for introduction of the scheme of buying back of bottles throughout the State of Tamil Nadu. As far as the use of tetra packs is concerned, the Committee is yet to submit the report.

3. In the light of the above, at present, no orders can be passed in the present writ petition. Depending upon the report of the Committee, it will be open for the aggrieved person to take up appropriate proceedings.

4. With these observations, the writ petition is disposed of. There will be no order as to costs. Consequently, W.M.P.No.24533 of 2023 is closed.

(S.V.G., CJ.)

(D.B.C., J.)

08.11.2023

Index : Yes/No
Neutral Citation : Yes/No
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To

WEB COPY

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Chennai-600 009.
- 2.The Member Secretary,
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THE HON'BLE CHIEF JUSTICE
AND
D.BHARATHA CHAKRAVARTHY,J.

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