



W.P.No.17208 of 2021

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.02.2024

CORAM :

THE HON'BLE MR. JUSTICE S.S.SUNDAR
AND
THE HON'BLE MR.JUSTICE N.SENTHILKUMAR

W.P.No.17208 of 2021

1. M/s.T.Sundaravelu Mudaliar & Sons
Rep by its Proprietor Mr. P. Mohan Kumar
Situating at No.14/35, Madhanampalayam Street
Pillaiyarpalayam, Kancheepuram 631 501
2. M/s.Amaravathi Dyeing Factory
Rep by its Proprietor Mr. P.Thanigaiyasu
Situating at No.32-3B,C
Chairman Swaminatha Mudaliar Street
Pillaiyarpalayam, Kancheepuram 631 501
3. M/s.R.Kanniyappan & Sons
Rep by its Proprietor Mr.K.Bala Murugan
Situating at No.13, Veerama Kaliyamman
Kovil Street, Pillaiyarpalayam
Kancheepuram Taluk, Kancheepuram District
4. M/s.Kumaran Dyeing Factory rep by its
Authorised SignatoryMr.P.S.Gopala Krishnan
Situating at No.22 and 25, Ennaikara Street
Kancheepuram Town, Kancheepuram Taluk
Kancheepuram District



W.P.No.17208 of 2021

5. M/s.Sri Murugan Dyeing Factory
Rep by its Partner Mr.V.Sundaravel
Situated at No. 28-A, Madhanampalayam Street
Pillaiyarpalayam, Kancheepuram Taluk
Kancheepuram District

6. M/s.Sri Ramakrishna Dyeing Factory
Rep by its Proprietor M.R.Shanmugam
situated at No.8, Thirumala Raja Street
Pillaiyarpalayam, Kancheepuram Taluk
Kancheepuram District

7. M/s.Velayutham Dyeing Works
Rep by its Proprietor Mr.S.Velayutham
Situated at No.7A, Madhanampalayam Street
Pillaiyarpalayam, Kancheepuram Taluk
Kancheepuram District .. Petitioners

-VS-

1. The Principal Secretary
Handlooms, Handicrafts, Textiles
and Khadi Department
Fort St. George, Chennai 600 009
2. The Director of Handlooms & Textiles
Commissionerate of Handlooms and Textiles
Kuralagam, II Floor
Chennai 600 108
3. The Deputy Director of Handlooms and Textiles
Kamakshi Amman Colony
Kancheepuram



W.P.No.17208 of 2021

4. The Tamil Nadu Pollution Control Board
Rep by its Chairman
No.76, Anna Salai, Guindy
Chennai 600 032

5. The District Environmental Engineer
Tamil Nadu Pollution Control Board
Sriperumbudur

.. Respondents

Writ Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Mandamus, directing the respondents to consider the representation dated 16.04.2021 made by the petitioners and pass appropriate orders thereon and not to harass the units and cause disruption in the functioning of the tiny units which is the only source of their livelihood.

For Petitioners :: Ms.T.Hemalatha

For Respondents :: Mr.P.Kumaresan
Additional Advocate General
assisted by Mrs.V.Yamuna Devi
Special Government Pleader
for R1 to R3
Mrs.Shanmugavalli Sekar
for R4 & R5

ORDER

(Order of the Court was made by S.S.SUNDAR,J.)

This writ petition is filed for issuance of a mandamus directing the respondents to consider the representation of the petitioners dated



W.P.No.17208 of 2021

16.04.2021 and to pass appropriate orders.

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2. In the representation, the petitioners have requested the Government and higher officials to issue suitable directions to the Tamil Nadu Pollution Control Board not to harass the dyeing units of the petitioners or to cause disruption in the functioning of the tiny dyeing units, which is the only source of livelihood of the petitioners.

3. Though the petitioners state that they are running the small dyeing units in Kancheepuram, which is a very popular and reputed place for silk sarees and silk materials, the petitioners cannot be allowed to cause pollution, as the petitioners are running dyeing units which are in the nature of polluting the atmosphere.

4. Both the learned counsel appearing for the petitioners and the learned counsel appearing for the Pollution Control Board state that the units of the petitioners are not functioning pursuant to the orders issued by the Pollution Control Board.



W.P.No.17208 of 2021

5. The learned counsel appearing for the petitioners, however, states

that a statutory appeal has been filed by the petitioners.

6. In such circumstances, this Court finds that no direction as sought for by the petitioners is required to be issued in this writ petition, as the petitioners may seek appropriate remedy in terms of the order that may be passed in the appeal, wherein the petitioners have challenged the orders of closure. Therefore, the writ petition stands closed. Consequently, W.M.P.Nos.18221, 18223 of 2021, 23169, 24413 of 2022 & 1560 of 2023 are also closed. No order as to costs.

Index : yes/no

(S.S.S.R.,J.)

(N.S.,J.)

Neutral citation : yes/no

08.02.2024

ss

To

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Handlooms, Handicrafts, Textiles
and Khadi Department
Fort St. George
Chennai 600 009



W.P.No.17208 of 2021

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W.P.No.17208 of 2021

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W.P.No.17208 of 2021

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