



W.P.No.28195 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.06.2024

CORAM :

THE HON'BLE MR.R.MAHADEVAN, ACTING CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE MOHAMMED SHAFFIQ

W.P.No.28195 of 2023

R.S.MOHANRAJ

.. Petitioner

Vs

- 1 THE STATE OF TAMIL NADU
REP. BY DIRECTOR
DEPARTMENT OF ENVIRONMENT
NO.1, JEENISH ROAD, PANAGAL BUILDING
SAIDAPET, CHENNAI - 600015.
- 2 THE ENGINEER, DISTRICT POLLUTION CONTROL BOARD
TAMIL NADU POLLUTION CONTROL BOARD
TIRUPPUR SOUTH, TIRUPPUR.
- 3 THE ASSOCIATE CHIEF ENVIRONMENTAL ENGINEER
TAMIL NADU POLLUTION CONTROL BOARD
4TH FLOOR, NO.34, BHARATHI PARK 8TH CROSS
SAIBABA COLONY, COIMBATORE - 641011.
- 4 THE DISTRICT COLLECTOR
TIRUPPUR.
- 5 GK FARMS
REPRESENTED BY ITS PROPRIETRIX, K.KAVITHA
NO.353/1, 353/1A, 353/1B, RAMACHANDRAPURAM
ANIKADAVU VILLAGE, UDUMALAI TALUK
TIRUPPUR - 20.

.. Respondents



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Prayer: Petition filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus directing respondents 2 and 4 to consider the representations dated 21.12.2022 and 23.12.2022 and the respondents 2nd to 4th herein to inspect the poultry farm of the 5th respondent and ascertain as to whether the requisite precautions and procedures for establishing and running a poultry farm in accordance with Water and Air Pollution Acts have been complied with and in default to initiate action as per the procedures laid down under the said Acts and Rules.

For the Petitioner : Mr.P.Ayya Swamy

For the Respondents : Mr.A.Edwin Prabakar
State Government Pleader
for respondent 1 and 4

: Ms.Shanmugavalli Sekar
for respondents 2 and 3

ORDER

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

Heard Mr.P.Ayya Swamy, learned counsel for the petitioner;
Mr.A.Edwin Prabakar, learned State Government Pleader for
respondents 1 and 4; and Ms.Shanmugavalli Sekar, learned counsel
for respondents 2 and 3.

2. Alleging that the fifth respondent is running a poultry farm
in gross violation of all the norms, the petitioner sent



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representations to the respondent authorities on 21.12.2022 and 23.12.2022. As the said representations, did not evoke any response, the petitioner has filed this writ petition.

3. Considering the narrow scope of the prayer made in the writ petition, without going into the merits of the matter, the respondent authorities are directed to consider the representations dated 21.12.2022 and 23.12.2022 sent by the petitioner, purely on merits, and pass appropriate orders within a period of eight weeks, of course after giving an opportunity of hearing to the petitioner as well as the fifth respondent.

The writ petition is disposed of accordingly. There shall be no order as to costs.

(R.M.D., ACJ.) (M.S.Q., J.)
12.06.2024

Index : Yes/No
NC : Yes/No
sasi



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To:

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TIRUPPUR.



WEB COPY



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THE HON'BLE ACTING CHIEF JUSTICE
AND
MOHAMMED SHAFFIQ,J.

(sasi)

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