



W.P.No.34961 of 2

THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22.11.2024

CORAM:

THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN  
AND  
THE HONOURABLE MR.JUSTICE C.KUMARAPPAN

**W.P.No. 34961 of 2024**  
**and**  
**W.M.P.No.37917 of 2024**

M.V.Ramani

...Petitioner

Vs.

- 1.The Member Secretary,  
Tamil Nadu Pollution Control Board,  
No.76, Mount Salai, Guindy,  
Chennai - 600 032.
- 2.The Chief Electrical Inspector,  
Tamil Nadu Electricity Department,  
Thiru.Vi.Ka.Industrial Estate,  
Guindy, Chennai - 600 032.
- 3.The Member Secretary,  
Chennai Metropolitan Development Authority,  
Egmore, Chennai - 600 008.
- 4.The Commissioner,  
Greater Chennai Corporation,  
Ripon Buildings,  
Chennai - 600 003.
- 5.The Inspector of Police (Law & Order),  
R-3 Ashok Nagar Police Station,  
Chennai - 600 083.

1/5



6.M/s.ENVI Indis Constructions,  
Rep.by R.Vyas,  
A/21, DABC Abinayam, Phase-3,  
Nolambur, Chennai - 600 095.

7.S.Mahesh

...Respondents

Prayer: Writ Petition filed under 226 of the Constitution of India for issuance of Writ of Mandamus, directing the Respondents 1 to 5 to direct the respondents 6 and 7 to remove the 25 KV Kirloskar Brand Genset installed right below the bed room of the writ petitioner and direct the respondents 1 to 4 not to accord any license or permission for installation of such genset in any place within Bagyasri Apartments, bearing Door No.45, Moorthi Street premises, West Mambalam, Chennai- 600 033 and to direct the respondents 1 to 7 to compensate the petitioner adequately by way of unliquidated damages.

For Petitioner : Mr.T.S.Rajamohan

For Respondents : Mr.S.John J.Raja Singh

Additional Government Pleader for R2

Mr.V.Gunasekaran

Standing Counsel for R1

Mr.C.Manoharan, Standing Counsel for R3

Mr.A.Arunbabu for R4

Mr.E.Raj Thilak

Additional Public Prosecutor for R5



## ORDER

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The petitioner seeks a decree for permanent injunction under Article 227. The prayer sought for is for a mandamus, directing the respondents 1 to 5 to direct respondents 6 & 7 to remove the generator installed by them.

2. The relief sought for is against individuals and there is no statutory duty cast upon the Official respondents to enable this Court to issue a mandamus. Hence, we see no merit in the Writ Petition. This Writ Petition is therefore, **dismissed**. No costs. Consequently, connected miscellaneous petition is closed. We make it clear that this order will not affect the rights of the petitioner to move appropriate Civil Court.

(R.S.M., J.) (C.K., J.)  
22.11.2024

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Internet: Yes

Index: No

Speaking order

Neutral Citation : No



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To:

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**R.SUBRAMANIAN, J.**  
**and**  
**C.KUMARAPPAN, J.**

KKN

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