



W.P.(MD) No.4527 of 2024

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 28.02.2024

CORAM:

**THE HONOURABLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE
and
THE HONOURABLE MR.JUSTICE P.DHANABAL**

**W.P.(MD) No.4527 of 2024
and
W.M.P.(MD) Nos.4369 & 4370 of 2024**

R.Balamurugan

... Petitioner

-VS-

- 1.The Additional Chief Secretary to Government
Municipal Administration and Water Supply Department
Secretariat, Chennai-600 009
- 2.The Director of Municipal Administration
Commissionerate of Municipal Administration
No.78, Urban Administrative Building
Santhome High Road, Chennai-600 028
- 3.The District Collector
Pudukkottai District Collectorate
Pudukkottai
- 4.The Regional Director of Municipal Administration
212, Gandhiji Salai
Gandhiji Commercial Complex
Thanjavur-613 001



W.P.(MD) No.4527 of 2024

WEB COPY

5.The Commissioner
Aranthangi Municipality
Pudukottai District

6.The District Environmental Engineer
Tamil Nadu Pollution Control Board
No.01, Sipcot Industrial Complex
Sipcot Post, Pudukkottai District

7.Shanthi

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing the fifth respondent to demolish the unauthorised construction made by the seventh respondent at T.S.No.4 in Door Nos.221, 222, 223, 226 and 2/1, Ward-C, Block 21, Aranthangi, Pudukottai District, in violation of the building plan issued by the fifth respondent, based on the direction of the second respondent in Na.Ka.No. 2603/2024/TP1, dated 07.02.2024.

For Petitioner : Mr.M.Rajarajan

For Respondents : Mr.P.Thilakkumar
Government Pleader for R1 to R4
Mr.S.Kameswaran
Standing Counsel for R5
Ms.M.Sudha Rani
for Ms.Vijayakumari Natarajan for R6



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W.P.(MD) No.4527 of 2024

ORDER

[Order of the Court was made by The Hon'ble CHIEF JUSTICE]

Heard Mr.M.Rajarajan, learned counsel for the petitioner, Mr.P.Thilakkumar, learned Government Pleader for the respondents 1 to 4, Mr.S.Kameswaran, learned Standing Counsel, for the fifth respondent and Ms.M.Sudha Rani, learned counsel representing Ms.Vijayakumari Natarajan, learned counsel for the sixth respondent.

2. Learned counsel for the petitioner submits that the seventh respondent is running a flour mill unauthorizedly. The sixth respondent / Pollution Control Board has also intimated the fifth respondent / Municipality to take action.

3. Learned counsel for the sixth respondent / Pollution Control Board submits that the Pollution Control Board has intimated the fifth respondent / Municipality about the pollution caused, on 12.04.2023.



W.P.(MD) No.4527 of 2024

WEB COPY

4. Learned counsel for the fifth respondent / Municipality submits that pursuant to the above intimation, on 06.02.2024, a show cause notice has been issued to the seventh respondent.

5. As steps are already taken by the fifth respondent / Municipality, no further orders, at present, are necessary in this writ petition. The fifth respondent / Municipality may proceed ahead in accordance with law expeditiously.

6. The writ petition is disposed of accordingly. No costs. Consequently, connected miscellaneous petitions are closed.

[S.V.G., C.J.]

[P.D.B., J.]

28.02.2024

NCC : Yes / No

Index : Yes / No

Internet : Yes / No

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W.P.(MD) No.4527 of 2024

WEB COPY

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