



WEB COPY

A No. 3468 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18-09-2025

CORAM

THE HONOURABLE DR.JUSTICE R.N.MANJULA

A No. 3468 of 2025

AND

CS NO. 481 OF 2012,A NO. 3469 OF 2025,A NO. 3470 OF 2025

1. Chemplast Sanmar Ltd.
(rep By Its Executive Vice President -
Secretarial And Legal - Mr.M.Raman)
Off. No.9, Cathedral Road, Chennai -
600 086.

Applicant(s)

Vs

1. PIYUSH MANUSH SETHIA and 2
others
C/o.Monitor Group of Environmental
Crimes, 19, Dr.Ramanathan Street,
Salem 636 001.

2.Ms.Lakshmi Priya
C/o.Monitor Group of Environmental
Crimes, 19, Dr.Ramanathan Street,
Salem 636 001.

3.Mr.Chythenyen Nanda
Salem Citizens Forum



A No. 3468 of 2025



Respondent(s)

CS No. 481 of 2012

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1. Chemplast Sanmar Ltd.

(rep By Its Executive Vice President -
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Off. No.9, Cathedral Road, Chennai -
600 086.

Applicant(s)

Vs

1. Piyush Manush Sethia
And 2 Others C/o.Monitor Group Of
Environmental Crimes, 19,
Dr.Ramanathan St. Salem 636 001.

2.Lakshmi Priya
C/o.Monitor Group Of Environmental
Crimes, 19, Dr.Ramanathan St. Salem
636 001.

3.Chythenyen Nanda
Salem Citizens Forum C/o.Monitor
Group Of Environmental Crimes, 19,
Dr.Ramanathan St. Salem 636 001.

Respondent(s)

A No. 3469 of 2025

1. Chemplast Sanmar Ltd.

(rep By Its Executive Vice President -
Secretarial And Legal - Mr.M.Raman)
Off. No.9, Cathedral Road, Chennai -
600 086.



A No. 3468 of 2025



Applicant(s)

Vs

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1. PIYUSH MANUSH SETHIA and 2

others

C/o.Monitor Group of Environmental
Crimes, 19, Dr.Ramanathan Street,
Salem 636 001.

2.Ms.Lakshmi Priya

C/o.Monitor Group of Environmental
Crimes, 19, Dr.Ramanathan Street,
Salem 636 001.

3.Mr.Chythenyen Nanda

Salem Citizens Forum

Respondent(s)

A No. 3470 of 2025

1. Chemplast Sanmar Ltd.

(rep By Its Executive Vice President -
Secretarial And Legal - Mr.M.Raman)
Off. No.9, Cathedral Road, Chennai -
600 086.

Applicant(s)

Vs

1. PIYUSH MANUSH SETHIA and 2

others

C/o.Monitor Group of Environmental
Crimes, 19, Dr.Ramanathan Street,
Salem 636 001.

2.Ms.Lakshmi Priya



A No. 3468 of 2025



C/o.Monitor Group of Environmental
Crimes, 19, Dr.Ramanathan Street,
Salem 636 001.

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3.Mr.Chythenyen Nanda
Salem Citizens Forum

Respondent(s)

A No. 3468 of 2025

PRAYER

To permit the Applicant to reopen the Plaintiffs further evidence in the above C.S.No.481 of 2012.

A No. 3469 of 2025

PRAYER

To permit the Applicant to recall the witness of the Applicant/Plaintiff to give evidence in the above C.S.No.481 of 2012.

A No. 3470 of 2025

PRAYER

To condone the delay of filing the documents mentioned in this Judges Summons in the above C.S.No.481 of 2012.

In all applications:

For Applicant(s): M/s.P.Vasudevan

For Respondent(s): M/S.D.Nagasaila

COMMON ORDER

These applications have been filed to reopen the plaintiff's side evidence and recall the witness PW.1 and to receive the additional document as evidence



on the side of the plaintiffs.

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2. The learned counsel for the applicant submitted that the suit for defamation has been filed by the plaintiff and during the cross-examination of PW.1, he was confronted with the fact that they did not have the consent order of the Tamil Nadu Pollution Control Board for the operation of the plant and discharge of the sewage or trade effluent in accordance with section 25 of the Water (Prevention and Control of Pollution) Act, 1974. So it is claimed by the applicant that it has necessitated him to file these documents as additional evidence by way of reopening and recalling the witness PW.1.

3. The learned counsel for the respondent/defendants vehemently objected stating that these documents could have been in the custody of the plaintiff and he did not take any steps to introduce these documents at the earliest instance. It is further submitted that these documents are from the year 2022-2023, and the cause of action of the suit arose as early as 2012 itself and hence, these documents are not relevant for the purpose of the suit.

4. Even though the documents are from the year 2022-2023, had the defendant tried to establish by way of confronting PW.1 about his conduct of operating the plant without getting due consent from the concerned department, the plaintiff would be obligated to protect his conduct. So only on that limited aspect, it would have necessitated the plaintiff to come with these applications to produce these documents.



5. It appears in the judges summons that the documents listed are just photocopies and are not original. However, the learned counsel for the applicant submitted that he undertakes to produce the originals before the Court, as the originals are very much available with him.

6. Whatever the objections now made by the respondent, can be the matter for appreciation of evidence and let the proceedings progressed by way receiving the documents and allowing them to mark as evidence by reopening the plaintiff's side evidence and to recall PW.1. It is needless to state that the defendant have got the right to cross examine PW.1 and to raise objection also at the time of marking these documents.

With these reasons and observations, these applications are **allowed**.

18-09-2025

jrs

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

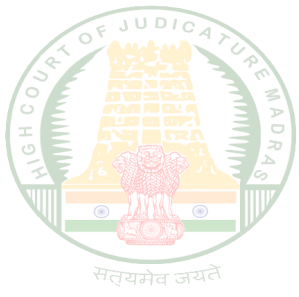
Neutral Citation: Yes/No



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R.N.MANJULA J.

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