

**EFORE THE NATIONAL GREEN TRIBUNAL
SOUTHERN ZONE, CHENNAI**

Application No. 33 of 2014 (SZ)

Applicant(s)
K.G. Mohanaraman, Thirupporur Taluk Vs.

Respondent(s)
The Chairman, Tamil Nadu
Pollution Control Board, Chennai
and others

Legal Practitioners for Applicant(s)
M/s. Muthumani Doraisami, Kandhan
Doraisami and S. Sivapandi, Advocates

Legal practitioners for respondent(s)
Smt. H. Yasmeen Ali, Advocate for R-1
and R-2
M/s. M.K. Subramanian and M.R. Gokul
Krishnan, Advocates for R-3

Note of the Registry	Orders of the Tribunal
Order No. 1	<p>Date: 7th February 2014</p> <p>Heard the Senior Counsel for applicant. After hearing the counsel and also looking into the averments and materials made available, the application is admitted since a question of environment is noticed.</p> <p>Pressing for an interim relief, the counsel appearing for the applicant would submit that the applicant is an agriculturist, residing therein in his capacity as ex-councillor and ex-President and social worker of the village. The 4th respondent formulated the proposed scheme for laying the Super High Tension Transmission lines from Pugalur to Ottampakkam village in Sholinganallur Taluk passing through the villages of Vembedu and Kayar which have shallow percolation wells which are absolutely private and the villagers have not been given any notice in respect of the said proposal. If permitted, the project would severely jeopardise not</p>

only the property rights of the land owners of both the villages but also cause damage and degradation to ecology and environment.

Pointing to a survey map in which the proposed project lines pass through (drawn by the applicant) and also the alternative suggestion which according to the counsel appearing for the applicant would not in any way affect the proprietary right of the land owners, the counsel would submit that the degradation and damage to the ecology and environment could be avoided.

The learned counsel would further submit that even a stay granted at this stage would not in any way hamper the project from being proceeded with since the project work has reached up to the point beyond these two villages namely Vembedu and Kayar.

After hearing the counsel and also looking into the materials made available, the Tribunal is satisfied that a *prima facie* case is made for grant of an interim stay of the project for laying of Super High Tension Transmission Lines by the 4th respondent until further orders and ordered accordingly.

Smt. H. Yasmeen Ali, counsel waives notice and undertakes to appear for the respondent Nos. 1 and 2. Shri M.R. Gokul Krishnan, counsel takes notice for respondent No. 3. Notice is ordered to respondent Nos. 4 and 5. Private notice is also ordered. The matter is posted to **04.03.2014**.

Prof. Dr. R. Nagendran Justice M. Chockalingam
(Expert Member) (Judicial Member)