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W.P.No.7917 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18.06.2025

CORAM

THE HONOURABLE MR.K.R.SHRIRAM, CHIEF JUSTICE
AND
THE HONOURABLE MR.JUSTICE SUNDER MOHAN

W.P.No.7917 of 2025

M.Vignesh
S/o Late Muthu
No.5/8 Pillayar Kovil Street Panavedu
Village, Poonamallee Thiruvallur
District 600056

Petitioner

Vs

1. The Principal Secretary
Rural Development And Panchayat Raj
Department
Head Office
Chennai 600009
2. The Senior Director
Rural Development and Directorate of
Panchayat Raj
Panagal House
Chennai 600015



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3. The Divisional Officer to the
Government
Water Resources Department
Head Quarters
Chennai 600009

4. The District Collector
District Collector's Office
Thiruvallur 602001

5. The Chief Executive Engineer
PWD Kosasthalayaru
Watershed Division
Tiruvallur 602001

6. The Block Development Officer
Poonamallee Village Panchayat
Poonamallee, Chennai 600056

7. The Commissioner of Police,
Avadi Commissionerate,
Avadi.

Respondent(s)

[Respondent No.7 suo-motu impleaded
as per this order]

For Petitioner: Mr.A.Venkatesh
for Mr.K.Bhuvaneshwaran

For Respondents: Mr.Edwin Prabakar
State Government Pleader
assisted by
Mr.M.Habeeb Rahman
Government Advocate
for respondent Nos.1 to 6



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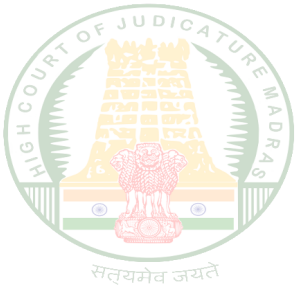
Mr.Muniyapparaj
Addl. Public Prosecutor
for respondent No.7

ORDER

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

There is an affidavit of one Mr.M.Prathap, IAS, affirmed on 11th June, 2025, and an affidavit of one Mr.G.Mahesh Babu, affirmed on 10th June, 2025, respondent Nos.4 and 6, respectively. Both have stated that efforts are being made to remove the garbage. A typed-set containing various photographs is also filed. Copies have been given to petitioner's advocate.

2. Petitioner's advocate files a fresh set of seven pages photographs. Counsel, candidly, admits that the first page be ignored. According to him, rest of the photographs taken on or about 15th June, 2025 show that the garbage has not been removed entirely and even domestic cows are seen eating the garbage. Petitioner is directed to file these photographs along with an affidavit and also by the said affidavit, respond to the affidavits filed by respondent Nos.4 and 6.



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3. In the affidavit filed by respondent No.4, it is stated that a complaint was lodged by respondent No.6 to the Inspector of T6 Avadi Police Station to take necessary action against those who are dumping garbage in Banavedu lake. It appears that the Inspector of T6 Avadi Police Station has not done anything.

4. Shri Prabakar states an FIR has been registered. Mere registering the FIR is not enough. Therefore, the Commissioner of Police, Avadi Commissionerate, Avadi, is *suo-motu* impleaded as respondent No.7. Shri Muniyapparaj, learned Additional Public Prosecutor, takes notice on behalf of the newly impleaded respondent No.7.

5. The Commissioner of Police, Avadi, shall file an affidavit dealing with the allegations made in the petition as also the averments contained in the affidavits filed by respondent Nos.4 and 6 and explain what action has been taken.



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6. Petitioner's counsel says the villagers are using this lake for fishing.

If that is true, perhaps, all respondents must be also eating the same fish
fished in the garbage filled lake.

7. All respondents should take prompt action to prevent dumping of
garbage.

8. Shri Venkatesh states that 500 metres of fencing will not be enough
and the length is approximately 2000 metres.

9. Shri Prabakar states the Collector will look into the matter and take
remedial action. In our view, the Collector should also immediately install
CCTVs with monitor fixed in the local police station and also in the
Collectorate, because that will show who are dumping the wastes at night.
It will also assist in keeping an eye to save several lives.

10. As regards cows eating the wastes, the cow owners should be
given notice by the Collector not to allow the cows to go to the garbage area
and should be also warned that cows will be seized in accordance with the



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rules. When we say cows, it will also include goats.

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11. Shri Prabakar states there is no designation of Divisional Officer to the Government, Water Resources Department and respondent No.3 has to be substituted as “The Assistant Engineer, Water Resources Department, Adyar Basin Division, St. Thomas Mount, Chennai-600 016”. Respondent No.3 be substituted as under:

“The Assistant Engineer,
Water Resources Department,
Adyar Basin Division,
St. Thomas Mount,
Chennai-600 016.”

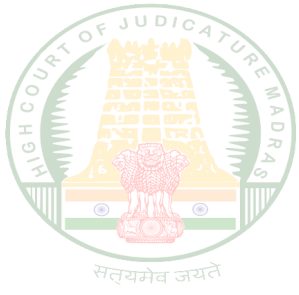
12. Shri Prabakar takes notice on behalf of the substituted respondent No.3.

13. Registry to carry out necessary amendments in the cause-title.

Stand over to 17.07.2025.

(K.R.SHRIRAM, C.J.)

(SUNDER MOHAN, J.)



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To:

1. The Principal Secretary
Rural Development And Panchayat Raj
Department
Head Office
Chennai 600009
2. The Senior Director
Rural Development and Directorate of
Panchayat Raj
Panagal House
Chennai 600015
3. The Assistant Engineer,
Water Resources Department,
Adyar Basin Division,
St. Thomas Mount,
Chennai-600 016.
4. The District Collector
District Collector's Office
Thiruvallur 602001
5. The Chief Executive Engineer
PWD Kosasthalayaru
Watershed Division
Tiruvallur 602001
6. The Block Development Officer



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Poonamallee Village Panchayat
Poonamallee, Chennai 600056

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7. The Commissioner of Police,
Avadi Commissionerate,
Avadi.