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W.P. No.27356 of 2019
W.M.P.Nos.31591 of 2023, 13292, 13294 and 35572 of 2024
and W.P.No.28266 of 2022



W.P. No.27356 of 2019

and

W.M.P.Nos.31591 of 2023, 13292, 13294 and 35572 2024

and

W.P.No.28266 of 2022

N.SATHISH KUMAR, J.,

&

D.BHARATHA CHAKRAVARTHY, J.,

W.P.No.27356 of 2019:

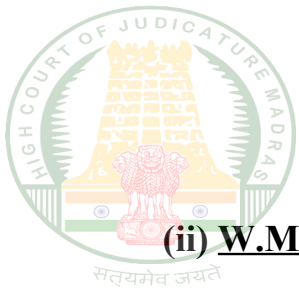
(i) Issue relating to illegal brickklins:

A report has been submitted by the learned District Judge/Chairman of Permanent Lok Adalat, Coimbatore. Let the soft copies of the inspection report Vol. 1 and 2 be served on all the parties through e-mail.

2. The parties shall come up with the response, if any.

3. The matter will be heard and further orders will be passed, based on the report.

4. Call the matter on 21.11.2024.



(ii) W.M.P.No.31591 of 2023:

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Issue relating to removal of *prosopis juliflora*

1. As regards the removal of *Prosopis Juliflorais* concerned with reference to the *Thadagam* area, today a communication from the Block Development Officer, *Periyanaickanpalayam*, is placed before this Court, wherein, it is stated that the total extent of Government *Poramboke* lands in this area is 230.49.5 hectares, of which, only 30.16 acres were infested with *Prosopis Juliflora* of which major portion has been removed and the remaining portion will also be removed.

2. That is the case with reference to the Government lands. In respect of the vast parts of the private lands in which the invasive species have spread in the Thadagam area as well as throughout the State of Tamil Nadu, even though orders have been repeatedly passed by this Court, it can be seen that till date no further steps have been taken by the Government. The Government has already decided in its policy note to eradicate this invasive. Consequential Government Order has



also been issued. In view thereof, now further Circulars has to be issued by the

Government through the District Administration, whereby under Section 144 (1) of the Tamil Nadu Panchayats Act, all the Commissioners or Executive Authorities of the Panchayats be directed to issue notifications directing the private land owners to remove this noxious vegetation from their lands, within a period as may be prescribed in the Circular. With reference to urban areas, the local bodies can be directed to issue order of prohibition as per Section 165 of the Tamil Nadu Urban Local Bodies Act, 1998.

3. In respect thereof, the learned Additional Advocate General submits that the Government will consider the issue and come up with a notification.

4. It is also further noted that while the invasive *senna spectabilis*, which is there in the forest is being removed very efficiently and even the Government is getting revenue, surprisingly, for the removal of *Prosopis Juliflora* in the plains has to be fetching even greater revenue to the Government. As a matter of fact, there are number of organizations / institutions / commercial players who will



voluntarily cut and remove it on their own, by paying revenue to the Government.

All that is to be done is to properly tender the areas, simultaneously give it to the private players to remove the same. The Government can also augment revenue out of it. The only consideration for the Government is the needs of the concerned industry for the wood / coal. Appropriate measures can be taken to stack the cut woods in an appropriate manner either by logs, chips or by briquetting, as the case may be. A steady supply can be made to all those who are in need. The entire stack will be removed, it will last long for several years. By that time, native vegetation can be regrown and worked out. Therefore, having taken the policy decision it is only in tune with the Protection of environment and proliferation of forest, the Government of Tamil Nadu should take constructive measures at the earliest.

5. Let further orders be passed and the status report be filed before this Court on 02.12.2024.

6. In respect of the removed areas, through the Forest Department, saplings can be supplied to the concerned Executive Authorities of the Panchayat



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and they shall plant the native species in all these 28 hectares and let the status
report shall also be filed in this regard.

Call on 02.12.2024.

(N.S.K., J.) (D.B.C., J.)
08.11.2024

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