

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 10TH DAY OF APRIL, 2017

PRESENT

THE HON'BLE MR. SUBHRO KAMAL MUKHERJEE
CHIEF JUSTICE

AND

THE HON'BLE MR. JUSTICE P.S.DINESH KUMAR

WRIT PETITION NO.58188 OF 2016 (GM-POL)

Between:

M.S.Ramaiah North City
Residents Welfare Association (Regd.)
Represented by the President
Mr.Raveendra M
#598, 9th Cross, M.S.Ramaiah North City
Thanisandra Main Road, Nagavara
Dr.Shivarama Karanth Nagar Post
Bangalore - 560 077

... Petitioner

(By Sri.M.T.Nanaiah, Senior Advocate for
Sri.Ramakrishna M., Advocate)

And:

1. M/s. Manyatha Promoters Pvt. Ltd.
Represented by the
Joint Managing Director
1st Floor, Classic Court, No.9/1
Richmond Road
Bangalore - 560 025
2. Mfar Developers Pvt. Ltd.
Represented by General Manager

C/o Manyatha Embassy Business Tech Park
Outer Ring Road, Nagavara
Bangalore – 560 045

3. Regional Environmental Officer
Regional Officer – Bangalore-Yelahanka
Karnataka State Pollution Control Board
(Byatarayanapura) 1st Floor
"Nisarga Bhavan", 7th D Cross
Thimmaiah Road, Shivajinagar
Sanegoravanahalli
Bangalore – 560 079

4. Member Secretary
Karnataka State Pollution Control Board
"Parisara Bhavana", 1st to 5th Floor
#49, Church Street
Bangalore – 560 001

... Respondents

(Sri.D.L.N.Rao, Senior Advocate for
Sri.Suraj Govinda Raj, Advocate for respondent No.1
Sri.R.V.Naik, Advocate for
Sri.V.Vinay Giri, Advocate for respondent No.2
Sri.Gururaj Joshi, Advocate for respondent Nos.3 and 4)

This Writ Petition is filed under Articles 226 and 227 of the Constitution of India praying to direct the respondent No.4 to take appropriate action as against the respondent Nos.1 and 2 in order to prevent air and noise pollution forthwith, and etc.

This petition coming on for preliminary hearing this day, **the Chief Justice** made the following:

ORDER

After hearing Mr.M.T.Nanaiah, learned senior advocate for the writ petitioner, Mr.D.L.N.Rao, learned senior advocate for the respondent No.1, Mr.R.V.Naik, learned advocate for the respondent No.2 and Mr.Gururaj Joshi, learned advocate for the respondent Nos.3 and 4, we feel that justice will be served, if this writ petition is disposed of, by granting liberty to the writ petitioner to make a representation, specifying their grievance to the Karnataka State Pollution Control Board.

2. If such a representation is made, the said Board shall consider and dispose of the same, after giving opportunities of hearing to all concerned in the matter.

3. The writ petition stands disposed of.

4. We make no order as to costs.

**Sd/-
CHIEF JUSTICE**

**Sd/-
JUDGE**

AHB