

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI  
(SPECIAL ORIGINAL JURISDICTION)

TUESDAY, THE THIRTIETH DAY OF APRIL  
TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE SRI JUSTICE A V SESA SAI  
AND

THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY  
WRIT PETITION NO: 9611 OF 2024



Between:

M/s. Trimax Energy and Enviro Care Systems, Represented by its Partner Mr.  
V. P. Chandrasekhar S/o V. Sanyasi Naidu Sy.No. 131/22A and 131/10,  
Kompalli (V) Vempada Mandal, Vizianagaram District, Andhra Pradesh.

...Petitioner

AND

1. The Union of India, Represented by its Secretary Ministry of Environment, Forest and Climate Change, New Delhi.
2. The State of Andhra Pradesh, Represented by Special Chief Secretary to Government, Government Of Andhra Pradesh Environment, Forests, Science and Technology (Sec.VI) Department. Secretariat, Velagapudi, Andhra Pradesh.
3. The Andhra Pradesh State Pollution Control Board, Represented by its Member Secretary, Head Office, Dr. Y.S.R. Paryavaran Bhawan, APIIC Colony, Autonagar, Vijayawada-520007.
4. M/s. CBWTF Association of Andhra Pradesh, Represented by its Secretary Mr. T. Anil Kumar having its Office at 29/2, 29/1, Shop Nos. 4 and 5, Ashirvad Complex, Near Bishop Azaraiah High School, Vijayawada, Krishna District, Andhra Pradesh.
5. M/s. Rainbow Industries, Represented by its Authorised Signatory Mr. T Anil Kumar Patha Kunkam Village, Laveru Mandal, Srikakulam District, Andhra Pradesh.

### ...Respondents

Petition under Article 226 of the Constitution of India is filed praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue an order, direction or writ, more particularly one in the nature of Writ of certiorari by calling for the records in Order dated 04.04.2024 In Appeal No. 1, 2 and 3 bearing File No. EFS01-ENV/10/2024-SEC-VI passed by the Respondent No. 2 i.e. Special Chief Secretary to the Government, Environment, Forests, Science and Technology (Sec. VI) Department, Government of Andhra Pradesh as illegal, arbitrary since it was declared without jurisdiction and in violation of Section 5A of the Environment (Protection) Act, 1986 and Article 14, 19 of the Constitution of India and quash the same and issue the consequential directions to the authorities and permit the Petitioner based on the CTO Committee recommendations by way of minutes dated 06.12.2023 in Vizianagaram District

### IA NO: 1 OF 2024

Petition under Section 151 of CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to suspend the Order dated 04.04.2024 in Appeal No. 1, 2 & 3 bearing File No. EFS01-ENV/10/2024-SEC- VI passed by the Respondent No. 2 i.e.. Special Chief Secretary to the Government, Environment, Forests, Science & Technology (Sec. VI) Department, Government of Andhra Pradesh, Pending disposal of WP 9611 of 2024, on the file of the High Court.

The Petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI KALLEMU VIJAYA RAJU Advocate for the Petitioner, and of Deputy Solicitor General of India, for the Respondent No.1, and of GP FOR FOREST



DEPARTMENT, for the Respondent No.2, and of SRI V.SURENDRA REDDY, Standing Counsel for the Respondent No.3, and of SRI Y.SRINIVASA MURTHY, Advocate for the Respondent No.5, the Court made the following

**ORDER:**

Heard Sri L.Ravichander, learned counsel for the petitioner and Sri Y.Srinivasa Murthy, learned counsel for Respondent No.5.

Post on 20.06.2024.

Till then, *status-quo* as on today pursuant to the order, dated 04.04.2024, which is impugned in the present Writ Petition shall be maintained.

SD/-B.CHITTI JOSEPH  
ASSISTANT REGISTRAR  
*ch*  
SECTION OFFICER

//TRUE COPY//

For Assistant Registrar

To,

1. The Secretary, Union of India, Ministry of Environment, Forest and Climate Change, New Delhi.
2. The Special Chief Secretary to Government, State of Andhra Pradesh, Government of Andhra Pradesh Environment, Forests, Science and Technology (Sec.VI) Department. Secretariat, Velagapudi, Andhra Pradesh.
3. The Member Secretary, Andhra Pradesh State Pollution Control Board, Head Office, Dr. Y.S.R. Paryavaran Bhawan, APIIC Colony, Autonagar, Vijayawada-520007.
4. The Secretary Mr. T. Anil Kumar, M/s. CBWTF Association of Andhra Pradesh, having its Office at 29/2,29/1, Shop Nos. 4 and 5, Ashirvad

Complex, Near Bishop Azaraiah High School, Vijayawada, Krishna District, Andhra Pradesh.

5. The Authorised Signatory Mr. T Anil Kumar, M/s. Rainbow Industries, Patha Kunkam Village, Laveru Mandal, Srikakulam District, Andhra Pradesh. **(Addressees 1 to 5 by RPAD)**
6. One CC to SRI. KALLEMU VIJAYA RAJU Advocate [OPUC]
7. One CC to Deputy Solicitor General of India, High Court of Andhra Pradesh [OPUC]
8. Two CCs to GP FOR FOREST DEPARTMENT, High Court of Andhra Pradesh [OUT]
9. One CC to SRI V.SURENDRA REDDY, Standing Counsel [OPUC]
10. One CC to SRI Y.SRINIVASA MURTHY, Standing Counsel [OPUC]
11. **Two spare copies**

PSR



HIGH COURT

AVSS,J  
&  
VN,J

DATED:30/04/2024

NOTE: POST ON 20.06.2024.

ORDER

WP.No.9611 of 2024

STATUS-QUO

