



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.10.2015

CORAM :

THE HONOURABLE MR.JUSTICE R.SUDHAKAR
and

THE HONOURABLE MS.JUSTICE V.M.VELUMANI

Writ Petition (MD) No.18343 of 2015

K.Kanagaraj

... Petitioner

Vs.

1. The State of Tamil Nadu,
Rep by its Secretary,
Industries Department,
Fort St., George,
Chennai 600 009.
2. The District Collector,
Virudhunagar District,
Virudhunagar.
3. The Revenue Divisional Officer,
Aruppukottai,
Virudhunagar District.
4. The District Forest Officer,
Virudhunagar District,
Virudhunagar.
5. The Executive Engineer,
TANGEDCO, Aruppukottai,
Virudhunagar District.
6. M/s.Kartya Construction (P) Ltd.,
represented by its Proprietor,
T.Sathiyamoorthy,
51, K.A.S.Tower,
By Pass Road,
Madurai, Madurai District.

... Respondents

Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus, directing the respondents 1 and 2 to terminate the lease granted to the 6th respondent to operate mining activities and crusher units in Survey Nos.303/2 3 4 328/1 2 3 4 5 6 7 and 361/1A 361/1B and 361/2 situated at Nakkalakottai Village Virudhunagar Taluk Virudhunagar District in accordance with within a time frame that may be stipulated by this Court.

For Petitioner : Mr.B.S.Meltiue

<https://hcservices.ecourts.gov.in/hcservices/>

For Respondent : Mr.N.Manoharan

Special Government Pleader.



ORDER

(Order of the Court was made by R.SUDHAKAR, J.)

Based on the allegation of illegal mining by the sixth respondent, the present writ petition has been filed.

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2.Mr.N.Manoharan, learned Special Government Pleader on instructions submitted that there is no illegal mining as alleged by the petitioner and whatever activities undertaken by the sixth respondent is only based on permission granted by the competent authority.

3.Recording the said submission, the writ petition is dismissed. However, it is for the authorities to take remedial action, if there is any violation in the process of mining against one or other person. No costs. Consequently, M.P(MD)Nos.1 and 2 of 2015 are closed.

Sd/-

Assistant Registrar (AS)

/True Copy/

Sub Assistant Registrar

To

1. The Secretary,
State of Tamil Nadu,
Industries Department,
Fort St., George,
Chennai 600 009.
2. The District Collector,
Virudhunagar District,
Virudhunagar.
3. The Revenue Divisional Officer,
Aruppukottai,
Virudhunagar District.
4. The District Forest Officer,
Virudhunagar District,
Virudhunagar.
5. The Executive Engineer,
TANGEDCO, Aruppukottai,
Virudhunagar District.

+ 1 CC TO MR.B.S.MELTUE, ADVOCATE IN SR NO. 59903

+ 1 CC TO SPECIAL GOVERNMENT PLEADER IN SR NO. 60154

SMS

TE/JGB/ : 26/10/2015 : 2P/8C

<https://hcservices.ecourts.gov.in/hcservices/>

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