

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 29.04.2016

CORAM:

THE HONOURABLE MR.JUSTICE M.DURAI SWAMY

W.P.No.16688 of 2016 and
W.M.P.No.14416 of 2016

M/s.Venkateswara Blue Metal and Sand
rep by its Proprietor P.Balaji
No.267, Gajalakshmi puram,
Suryanagaram Post, Thiruthani Taluk,
Thiruvallur District.

... Petitioner

Vs.

1.The District Collector,
Thiruvallur Collectorate,
Thiruvallur District.

2.The Assistant Director,
Geology and Mining, Thiruvallur.

... Respondents

Writ Petition is filed under Article 226 of the Constitution of India praying for issuance of writ of mandamus to direct the 1st respondent viz., the District Collector, Thiruvallur, to grant license in Appendix-XXI to the petitioner's stockyard at No.17, Survey No.47/1A, 200 Feet Road to Tekkalur, Amirthapuram, Thiruthani Taluk, Thiruvallur District within the stipulated period.

For Petitioner : Mr.V.Prakash, Senior Counsel
Mr.K.Krishnamoorthy

For Respondents : Mr.M.S.Ramesh,
Additional Government Pleader

O R D E R

The petitioner has filed the above Writ Petition to issue a writ of mandamus to direct the 1st respondent to grant license to the petitioner's stockyard at No.17, Survey No.47/1A, 200 Feet Road to Tekkalur, Amirthapuram, Thiruthani Taluk, Thiruvallur District within the stipulated time.

2.When the matter is taken up for hearing, Mr.V.Prakash, learned Senior Counsel appearing for the petitioner submitted that the 1st respondent may be directed to pass revision orders on the documents and observations made by the petitioner in the appeal. The Commissioner of Geology and Mining, while disposing

of the appeal on 30.12.2015, directed the District Collector to consider and pass revision orders based on the documents and observations made by the petitioner in the appeal. The learned senior counsel submitted that till date, the respondent has not passed any orders as per the directions of the Commissioner of Geology and Mining. Further, the learned senior counsel submitted that the 1st respondent may be directed to pass revision orders within a stipulated time.

3.Mr.M.S.Ramesh, learned Additional Government Pleader taking notice for the respondents submitted that the 1st respondent may be directed to pass revision orders within a time frame in accordance with law.

4.Having regard to the submissions made by the learned counsel on either side, without expressing any opinion with regard to the merits of the case, I direct the 1st respondent to pass revision orders as per the directions of the Commissioner of Geology and Mining dated 30.12.2015, on merits and in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order.

5.With these observations, the Writ Petition is disposed of. No costs. Consequently, the connected miscellaneous petition is closed.

va

s/d-
Assistant Registrar (CS-IV)

True Copy

Sub-Assistant Registrar

To

1.The District Collector,
Thiruvallur Collectorate,
Thiruvallur District.

2.The Assistant Director,
Geology and Mining, Thiruvallur

+ 1 cc to Mr.K.Krishnamoorthy, advocate SR NO 28074[4/5/16]

+ 1 cc to Govt.Pleader SR 28002

lrs (co)
prk3/5

W.P.No.16688 of 2016 and
W.M.P.No.14416 of 2016