



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 21.10.2016

CORAM:

THE HONOURABLE MR.JUSTICE **S.NAGAMUTHU**
and
THE HONOURABLE MR.JUSTICE **M.V.MURALIDARAN**

W.P (MD) No.16314 of 2015

P. ARUMUGA NAINAR,
S/O. PONESAKKI THEVAR,
2/157 WEST STREET,
NORTH THOLAPPAN PANNAI
PADMANABAMANGALAM POST,
SRIVAIGUNDAM TALUK,
TUTICORIN DISTRICT.

... Petitioner

Vs.

- 1 THE STATE REP. THROUGH ITS
SECRETARY, SECRETARIATE, ST. GEORGE FORT
CHENNAI.
- 2 THE DISTRICT COLLECTOR ,
TUTICORIN, TUTICORIN DISTRICT.
- 3 THE EXECUTIVE ENGINEER
PUBLIC WORKS DEPARTMENT (WATER RESOURCES)
TAMIRABARANI DISTRIBUTION CIRCLE
TIRUNELVELI.
- 4 THE DISTRICT REVENUE OFFICER ,
TUTICORIN DISTRICT, TUTICORIN.
- 5 THE TAHSILDAR,
SRIVAIGUNDAM TALUK,
TUTICORIN DISTRICT.

... Respondents

Writ Petition is filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus to direct the 1st respondent to forthwith constitute the State Level Monitoring Committee as per the order of this Honble Court passed in WP.No.11182/2010 dated 02.12.2010 in order to prevent the illegal sand mining in River Thamirabarani under the guise of desilting project in the Srivaikuntam Reservoir on the petitioners representation dated 20.08.2015 and to pass appropriate orders on merit within a time frame as may be fixed by this Court.



For Petitioner : No appearance
For Respondents : Mr.M.Govindan
Spl.Government Pleader

ORDER

WEB COPY (Order of the Court was made by S.NAGAMUTHU, J.)

This writ petition has been filed by way of public interest litigation seeking a direction to the 1st respondent to forthwith constitute the State Level Monitoring Committee as per the order of this Honble Court passed in WP.No.11182/2010 dated 02.12.2010 in order prevent the illegal sand mining in River Thamirabarani under the guise of desilting project in the Srivaikuntam Reservoir on the petitioners representation dated 20.08.2015.

2. There is no representation for the petitioner. We have heard the learned Special Government Pleader and we have also perused the records.

3. It is brought to our notice that the matter has been seized of by the National Green Tribunal, Southern Zone, Chennai in Application No.72 of 2015 (SZ), in which, status quo order has been issued. Therefore, it is for the petitioner to work out his remedy before the National Green Tribunal. In such view of the matter, this petition is dismissed. No costs. Consequently connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar(CO)

/True copy/

Sub Assistant Registrar

To

- 1 THE SECRETARY, PUBLIC WORK DEPARTMENT,
SECRETARIATE, ST.GEORGE FORT, CHENNAI-9.
- 2 THE DISTRICT COLLECTOR, TUTICORIN, TUTICORIN DISTRICT.
- 3 THE EXECUTIVE ENGINEER ,
PUBLIC WORKS DEPARTMENT(WATER RESOURCES)
TAMIRABARANI DISTRIBUTION CIRCLE,TIRUNELVELI.
- 4 THE DISTRICT REVENUE OFFICER, TUTICORIN, DISTRICT TUTICORIN.
- 5 THE TAHSILDAR, SRIVAIGUNDAM TALUK, TUTICORIN DISTRICT.

+1 cc to The Special Government Pleader in SR.No.62940
CSL/SS-2/08.11.2016 :2P/7C