

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.02.2017

CORAM

THE HONOURABLE MR.JUSTICE T.RAJA

W.P.Nos.858 to 865 of 2017

M/s Sri Maruthani Hollow Bricks
Venkatesapuram
Gudiyatham Road
Katpadi Taluk
Vellore 632 007
rep.by its Proprietrix
Tmt.J.Tamilarasi

..Petitioner in W.P.No.858 of 2017

M/s Om Muruga Mosaic Paving
Tiles & Hallow Bricks
No.16, New Street Vellore Block Sitheri
Vellore Taluk, Vellore District
rep.by its Proprietor
P.V.Elangovan

..Petitioner in W.P.No.859 of 2017

M/s Om Muruga Agencies
No.111, Yathavar Street
Kanji Village, Chengam Taluk
Tiruvannamalai 606 702
rep.by its Proprietor
G.Srinivasan

..Petitioner in W.P.No.860 of 2017

M/s Arunai Hollow Bricks
No.48/1B2, Salem Bye Pass Road
Near Hotel Ishwarya
Krishnagiri 635 001
rep.by its Proprietor
N.Rajes Kumar

..Petitioner in W.P.No.861 of 2017

M/s S.R.Traders
No.10, Near Desi Hostel
MGR Nagar, Virupatchipuram
Vellore 632 002 rep.by its
Proprietrix Tmt.T.Anuradha

..Petitioner in W.P.No.862 of 2017

M/s Shankar Hollow Bricks
No.25/10, Tiruvannamalai Main Road
Thatchanarayanan Kottai
Chengam Taluk
Tiruvannamalai 606 709
rep.by its Proprietor
G.Anandhan

..Petitioner in W.P.No.863 of 2017

M/s Raviselvam & Co.,
No.784/1A, Veera Kovil Street
Ariyalur Village
Vellore 632 055
rep.by its Proprietor
P.Raviselvam

..Petitioner in W.P.No.864 of 2017

R.Bharathi

..Petitioner in W.P.No.865 of 2017

-vs-

1. The Chief Engineer/Civil Designs
Tamilnadu Generation and
Distribution Corporation Limited
3rd Floor, Eastern Wing
NPKRR Maaligai, 144, Anna Salai
Chennai 600 002

2. The Chief Engineer
Mettur Thermal Power Station II
Tamilnadu Generation and
Distribution Corporation Limited
Mettur Dam 636 406
Salem District ... Respondents 1 & 2 in all
the W.P's.

Petitions under Article 226 of the Constitution of India,
praying for the issue of a Writ of Mandamus, directing the first
respondent to consider and pass orders on the requests of the
petitioners dated 28.03.2016, 25.03.2016, 26.03.2016,
16.03.2016, 23.03.2016, 25.03.2016, 20.03.2016, 25.03.2016
respectively, for renewal of the allotment orders for 2016-17
for the supply of dry fly ash from MTPS II to the petitioners.

For Petitioners :: Mr.V.Elangovan
in all Writ Petitions

For Respondents :: Mr.S.K.Rameshuwar
in all Writ Petitions

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ORDER

Eight petitioners have filed separate writ petitions seeking
a common prayer for issuance of a writ of mandamus, directing
the Chief Engineer/Civil Designs, Tamil Nadu Generation and
Distribution Corporation Limited, the first respondent herein to
consider the representations/applications of the petitioners
dated 28.03.2016, 25.03.2016, 26.03.2016, 16.03.2016,
23.03.2016, 25.03.2016, 20.03.2016, 25.03.2016 respectively, for
renewal of the allotment orders for 2016-17 for the supply of
dry fly ash from MTPS II to the petitioners.

2. Heard the learned counsel for the petitioners and the learned standing counsel for the respondents.

3. The issue raised in these writ petitions is squarely covered by my order dated 12.1.2017 made in W.P.Nos.1029 to 1036 of 2017 (M/s Sree Thirumurugan Hallow Bricks, Hosur etc., & others v. The Chief Engineer/Civil Designs, TANGEDCO, Chennai & another), wherein I had directed as follows:-

"5. Considering the fact that the petitioners have been engaged in the manufacture of bricks with the use of dry fly ash supplied by the respondents, this Court finds no impediment to direct the first respondent to consider the applications of the petitioners on merit. Accordingly, the first respondent is directed to consider the pending applications of the petitioners dated 26.03.2016, 15.03.2016, 25.03.2016, 25.03.2016, 25.03.2016, 30.03.2016, 25.03.2016, 19.03.2016 respectively, for renewal of the allotment orders for the year 2016-17 for the supply of dry fly ash from the second respondent, on merit and pass appropriate orders thereon within a period of two weeks from the date of receipt of a copy of this order. The writ petitions are disposed of accordingly. No costs."

4. Following the above order, the first respondent is hereby directed to consider the pending applications of the petitioners dated 28.03.2016, 25.03.2016, 26.03.2016, 16.03.2016, 23.03.2016, 25.03.2016, 20.03.2016, 25.03.2016 respectively, for renewal of the allotment orders for the year 2016-17 for the supply of dry fly ash from the second respondent, on merit and pass appropriate orders thereon within a period of two weeks from the date of receipt of a copy of this order. The writ petitions are disposed of accordingly. No costs.

Sd/-

Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

SS

To

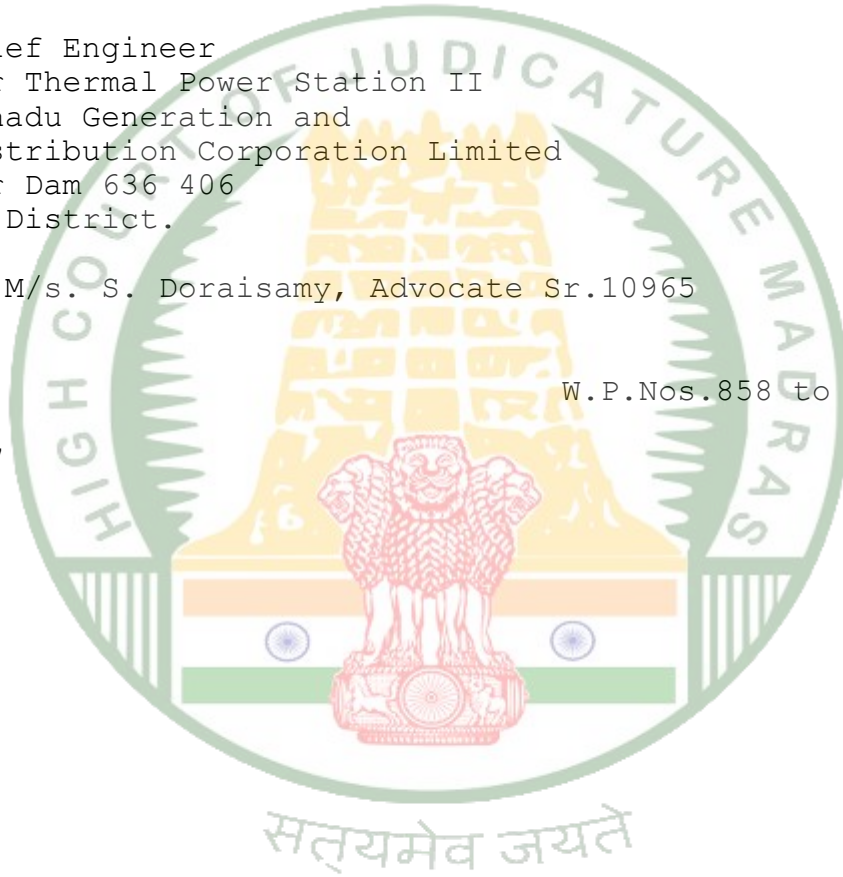
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Mettur Thermal Power Station II
Tamilnadu Generation and
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Mettur Dam 636 406
Salem District.

+ 1 cc to M/s. S. Doraisamy, Advocate Sr.10965

W.P.Nos.858 to 865 of 2017

GMI (CO)
EU 23.2.17



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