

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 01.02.2017

Coram

THE HONOURABLE MR. JUSTICE RAJIV SHAKDHER

W.P.No.2428 of 2017

WMP No.2401 of 2017

S.Lakshmi Bai,
W/o.Late M.K.Manian,
rep. by Power of Attorney Agent,
S.R.Palani, S/o.Ramasami Gounder,
Solaikottai Village (Post),
Naickanahalli (Taraf),
Dharmapuri-2.

.. Petitioner

vs.

1. The District Collector,
Dharmapuri.

2. The Assistant Director,
Department of Mining,
Dharmapuri.

.. Respondents

* * *

Prayer : Writ Petition filed under Article 226 of the Constitution of India praying for the issuance of a writ of Mandamus, or any other appropriate Writ, order or direction more in the nature of a writ directing the first respondent to consider the representation of the petitioner dated 29.06.2012, and pass appropriate orders, by issuing permission to the petitioner for quarrying at the site, viz., at Alapuram Village, Pappireddipatti Taluk (then Harur Taluk), Dharmapuri District, comprised in S.No.446 measuring an extent of 30.63 Acres for a period of 6 years, 3 months and 13 days from the date of commencement of quarrying activities by the petitioner without causing any hindrance to the petitioner in effectual implementation of the decree granted in O.S.No.38 of 2005 dated 11.01.2008 - Sub Court, Dharmapuri, by according permission to remove and transport the granite blocks by issuing permits, gate pass etc.

* * *

For Petitioner : Mr.R.Thiagarajan

For Respondents : Mr.C.Jagadish
Special Government Pleader

ORDER

1. After some arguments, the learned counsel for the petitioner seeks to withdraw the captioned writ petition, in view of the fact that a decree, dated 11.01.2008, in O.S.No.38 of 2005 on the file of the Sub Court, Dharmapuri, has been obtained.

1.1. Learned counsel also makes an endorsement to that effect, on the case bundle.

2. Accordingly, the writ petition is dismissed as withdrawn. Needless to say that the petitioner will be free to take recourse to an appropriate remedy in accordance with law. Resultantly, pending application shall stand closed. No costs.

-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

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To

1. The District Collector,
Dharmapuri.

2. The Assistant Director,
Department of Mining,
Dharmapuri.

+1 cc to Government Pleader sr 6997

+1 cc to Mr.R.Thiagarajan Advocate sr 6761

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