

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.10.2017

CORAM

THE HONOURABLE MR.JUSTICE K. RAVICHANDRABAABU

W.P.No.26689 of 2017

A.M.Vannamaran

... Petitioner

Vs.

1.The District Collector
Villupuram District
Villupuram.

2.The Tahsildar
Villupuram District
Marakkanam Taluk.

3.The Asst. Director of Geology and Mines
Villupuram District
Villupuram.

...Respondents

PRAYER:

Writ Petition filed under Article 226 of Constitution of India, to issue a Writ of Mandamus, directing the 1st respondent to refund the security deposit of Rs.28,000/- along with interest at the rate of 24% per annum which was collected in respect of lease granted for stone quarry in S.No.87/1 measuring to the extent of 2.00.0 hectares at Keezharungunam Village, Tindivanm Taluk, Villupuram District aggregating to Rs.87,904/- from the date of expiry of the lease to till date of petitioner's reminder dated 03.08.2017 and subsequently till the entire amount is settled to the petitioner.

For Petitioner : Mr.A.Chandrasekar

For Respondents: Mr.P.V.Selvakumar

Additional Government Pleader

O R D E R

Mr.P.V.Selvakumar, learned Additional Government Pleader takes notice for the respondents. By consent of the parties, the main writ petition is taken up for final disposal at the admission stage itself.

2. Heard both sides.

3. The petitioner seeks for a direction to the first respondent to refund the security deposit of Rs.28,000/- along with interest said to have been collected in respect of lease granted for stone quarry in S.No.87/1 measuring to the extent of 2.00.0 Hectares at Keezharangunam Village, Tindivanm Taluk, Villupuram District.

4. The petitioner has already made a representation on 03.08.2017 and the said representation is still pending before the first respondent. This Court, at this stage, is not expressing any view as to whether the petitioner is entitled to refund, as claimed by him, as it is for the first respondent to consider and decide on merits and in accordance with law. Therefore, without expressing any view on the merits of the matter, this writ petition is disposed of, only with a direction to the first respondent to consider the representation of the petitioner and pass orders on merits and in accordance with law, after giving due opportunity of hearing to the petitioner, within a period of eight weeks from the date of receipt of a copy of this order. No costs.

-s/d-

Assistant Registrar (CS-II)

True Copy

Sub-Assistant Registrar

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To

1.The District Collector
Villupuram District
Villupuram.

2.The Tahsildar
Villupuram District
Marakkanam Taluk.

3.The Asst. Director of Geology and Mines
Villupuram District
Villupuram.

+1 CC to Mr.A.Chandrasekaran, Advocate sr 73198.
+1 Cc to Govt. Pleader sr 73691.

W.P.No.26689 of 2017

GMI (CO)
SP(09/11/2017)