

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02.08.2017

CORAM

THE HON'BLE Mr. JUSTICE M.DURAISWAMY

W.P.No.26630 of 2010
and M.P.No.2 of 2010

M/s.Thriveni Earth Movers Pvt. Ltd.,
22/110, Greenways Road, Fairlands,
Salem - 636 016.

... Petitioner

Vs.

1. The Principal Conservator of Forest,
Panagal Maligai, Saidapet, Chennai.

2. The Principal Secretary,
Conservation and Forests,
Government of Tamil Nadu,
Ezhilagam, Chennai - 5.

3. The District Collector,
Krishnagiri, Krishnagiri District.

... Respondents

Petition filed under Article 226 of The Constitution of India praying to issue a writ of certiorarified mandamus to call for the records pertaining to the internal communication dated 07.05.2009 in Na.Ka.No.DS2/32583/2008 from the 1st respondent to 2nd respondent to quash the same and forbear the respondents from relying on the said communication in deciding the rights of the petitioner in respect of the lease in S.No.679/2 (Part-3) measuring 5.00.0 hectares in Thorapalli Agraharam Village, Hosure Taluk for the period of ten years from 29.05.2008 to 28.05.2018 vide earlier proceedings in ROC. No.77/2008/Mines-2 dated 26.03.2008 and in S.No.697/2 (Part-4) measuring 5.00.0 hectares in Thorapalli Agraharam Village, Hosure Taluk for the period of ten years from 29.05.2008 to 28.05.2018 vide earlier proceedings in ROC. No.78/2008/Mines-2 dated 29.03.2008 by the 3rd respondent as the same is not in accordance to provisions of the Tamil Nadu Forest Act 1882 and having any legal force.

For Petitioner : Mr.V.Manohar

For Respondents : Mr.M.Santhanaraman, AGP (F) (R1)

Mr.R.Rajeswaran, Spl.G.P. (R2 & R3)

O R D E R

The learned counsel appearing for the petitioner has given a letter to the Registry dated 01.08.2017 to list the Writ Petition under the caption "for withdrawal". The learned counsel for the petitioner has also enclosed a letter written by the petitioner instructing him to withdraw the Writ Petition. The learned counsel has also made an endorsement to that effect.

2.In view of the same, the Writ Petition stands dismissed as withdrawn. No costs. Consequently, the connected miscellaneous petition is closed.

Sd/-
Asst.Registrar (CS IV)

/true copy/

Sub Asst. Registrar

va

To

1.The Principal Conservator of Forest,
Panagal Maligai, Saidapet, Chennai.

2.The Principal Secretary,
Conservation and Forests,
Government of Tamil Nadu,
Ezhilagam, Chennai - 5.

3.The District Collector,
Krishnagiri, Krishnagiri District.

+3ccs to Mr.V.Manohar, Advocate Sr. 54949

+1cc to Special Government Pleader, Sr. 54953

W.P.No.26630 of 2010
and M.P.No.2 of 2010

AR(IV)
VR(03/08/2017)