



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.03.2017

CORAM:

WEB COPY

**THE HONOURABLE MRS.JUSTICE J. NISHA BANU**

**W.P. (MD) No.2721 of 2015 and**

**M.P. (MD) Nos.1 and 2 of 2015**

M. Johny mathew

: Petitioner

Vs.

- 1.The Secretary to the Government,  
Mines and Minerals,  
Secretariat,  
Chennai-9.
- 2.District Collector,  
Tirunelveli District,  
Tirunelveli.
- 3.The District Collector,  
Nagarcoil,  
Kanyakumari District,
- 4.District Collector,  
Theni District.
- 5.Assistant Director,  
Department of Geology and Mining,  
GF-201,Tirunelveli District,  
Tirunelveli.
- 6.The Assistant Director of Geology and Mining,  
Theni District.  
Theni.
- 7.The Assistant Director of Geology and Mining,  
Nagercoil,  
Kanyakumari District.
- 8.The Inspector General of Police,  
South Zone,  
Madurai.
- 9.The Deputy Inspector General of Police,  
Tirunelveli Division,  
Tirunelveli.



10.The Superintendent of Police,  
Tirunelveli District at  
Thirunelveli.

11.The Superintendent of Police,  
Theni district at Theni.

12.The Superintendent of Police,  
Kanyakumari District at  
Nagercoil.

...Respondents

Prayer: This Writ Petition is filed under Article 226 of Constitution of India praying to issue a Writ of Certiorarified Mandamus calling for the records relating to the impugned order passed by the 1<sup>st</sup> respondent in his proceedings in G.O.(Ms) No. 176 Industries (MMCI) Department dated 25.11.2014 and quash the same and to permit to transport rock dust from Tamil Nadu to Kerala through Puliyarai Check Post at Shencottah Taluk, Tirunelveli District, Cumbemmet and Lower Camp Kumuli Check Post, Theni District, Padanthalumudu and Kaliyakkavilai Check Post at Kanyakumari District and Direct the 10<sup>th</sup> to 12<sup>th</sup> respondents and his men not to prevent the petitioner at the above said check posts in Tamil Nadu.

For Petitioner : Mr.K.Rahavan  
For respondents : Mr. Muthukannan  
Government Advocate

### **O R D E R**

When the matter was taken up for hearing today, the learned Government Advocate, appearing for the respondents submitted that the case is relating to the transport of rock dust from Tamil Nadu to Kerala. Now, the same was banned by the Government of Tamil Nadu and hence, the prayer in the Writ Petition has become infructuous.

2. Recording the said submission made by the learned Government Advocate, the Writ Petition is dismissed as infructuous. No costs. Consequently, connected Miscellaneous Petitions are closed.

Sd/-  
Assistant Registrar

/True copy/

Sub Assistant Registrar

To

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5. Assistant Director,  
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TRP

PSM/SKN/22.03.2017/3P/13C

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