

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14.11.2018

CORAM

THE HONOURABLE Mr.JUSTICE D.KRISHNAKUMAR

W.P.No.23512 and 23513 of 2011
and M.P.No.1, 1, 2 & 2 of 2011

D.SIVAKUMAR
S/O.SRI T.DHAMODARAN
NO.279, KUNNATHUR PUDHUR POST,
S.S.KULAM VIA, COIMBATORE-641 107.... PETITIONER in
W.P.No.23512/2011

M.PALANISAMY
S/O.SRI MARAPPA GOUNDER,
NO.107/A SENGUPTHA STREET,
RAM NAGAR, COIMBATORE-9. PETITIONER in
W.P.No.23513/2011

Vs.

- 1 THE STATE OF TAMIL NADU
REP. BY ITS SECRETARY,
INDUSTRIES DEPARTMENT,
FORT ST. GEORGE, CHENNAI-9.
- 2 THE DISTRICT COLLECTOR,
KRISHNAGIRI DISTRICT, KRISHNAGIRI.
- 3 THE DEPUTY TAHSILDAR
KRISHNAGIRI TALUK,
KRISHNAGIRI DISTRICT. RESPONDENT IN
W.P.No.23512/2011

- 1 THE STATE OF TAMIL NADU
REP. BY ITS SECRETARY,
INDUSTRIES DEPARTMENT,
FORT ST. GEORGE, CHENNAI-9.
- 2 THE DISTRICT COLLECTOR,
TRICHY DISTRICT, TRICHY
- 3 THE DEPUTY TAHSILDAR
THOTTIYUM TALUK,
TRICHY DISTRICT. RESPONDENTS IN
W.P.No.23513/2011

Prayer in both W.Ps.: The Writ Petition is filed under Article 226 of the Constitution of India, seeking for a Writ of Declaration, declaring Rule 38-C of the Tamilnadu Minor Mineral Concession Rules 1959 introduced by G.O.Ms.No.32 Industries (MMC2) Department dated 11.02.2011 as illegal ultra vires Section 15 of the Mines and Minerals (Development and Regulation) Act 1957 and against Article 14 and 19 (1)(g) of the Constitution of India.

For Petitioner in

both W.Ps. : Mr.P.Kalpa Reddy

For Respondents

in both W.Ps. : Mr.A.Zakir Hussain, G.A.

COMMON ORDER

The learned counsel for the petitioner has made an endorsement that both writ petitions have become infructuous.

2. In view of the endorsement made by the learned counsel for the petitioner, the writ petitions are dismissed as infructuous. No Costs. Consequently, connected miscellaneous petitions are closed.

-s/d-

Assistant Registrar(CS-II)

True Copy

Sub-Assistant Registrar

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To

- 1 THE SECRETARY, GOVT. OF TAMIL NADU
INDUSTRIES DEPARTMENT, FORT ST. GEORGE, CHENNAI-9.
- 2 THE DISTRICT COLLECTOR, KRISHNAGIRI DISTRICT, KRISHNAGIRI.
- 3 THE DEPUTY TAHSILDAR, KRISHNAGIRI TALUK,
KRISHNAGIRI DISTRICT.
- 4 THE DISTRICT COLLECTOR, TRICHY DISTRICT, TRICHY
- 5 THE DEPUTY TAHSILDAR, THOTTIYUM TALUK, TRICHY DISTRICT.

+1 CC to The Govt. Pleader sr 78037.

W.P.No.23512 and 23513 of 2011
and M.P.No.1, 1,2 & 2 of 2011

NMI (CO)

SP(29/11/2018)