

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED: 12.12.2018

CORAM
THE HON'BLE MR. JUSTICE K.RAVICHANDRABAABU

W.P.No.11994 of 2017
and
W.M.P.No.12910 of 2017

Progressive Leather Industries
rep. By its A.L./Thandayathapani
No.108, Dr.Lakshmana Swamy salai,
K.K.Nagr,
Chennai - 600078

...Petitioner

Vs.

1. The Union of India,
Rep. By its Secretary,
Ministry of Commerce and Industry
Department of Industrial Policy and
Promotion (Leather Section)
Udyog Bhawan,
New Delhi - 110 001.
2. The Central Leather Research Institute,
rep. By its Director,
Integrated Development of Leather Sector (IDLS)
Project (Implementation Unit (PIU)
Museum Building,
CLRI Campus,
Chennai - 600 020.

...Respondents

Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus to direct the first respondent to release the payment of Rs.29,76,359/- in the application No.IDLS/TMS/03/07/0313 and to sent a release letter to the SIDBI.

For Petitioner : Mr.G.Prabhakar

For Respondent : Mr.A.Kumaraguru
Senior Central Govt.Standing Counsel
for R1
No appearance for R2.

O R D E R

This writ petition is filed seeking for a Mandamus directing the 1st respondent to release payment of Rs.29,76,359/- in Application No.IDLS/TMS/03/07/0313.

2. After notice, the matter is listed today for further hearing.

3. It is represented by the learned counsel for the respondents that the petitioner's application for sanction of payment under the scheme IDLS (Integrated Development of Leather Sector) has been rejected as early as on 27.06.2014 and therefore, the Mandamus is not maintainable. The said order is also placed in the typed set of papers.

4. However, it is stated by the learned counsel for the petitioner that the said order has not been communicated to the petitioner immediately after passing of the same and that they came to know about the same only at a later point of time.

5. In any event, as an order of rejection was passed on the petitioner's application, it is for them to challenge the same in the manner known to law. Granting such liberty, this Writ Petition is disposed. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CS VI)

//True Copy//

Sub Assistant Registrar

vsi

To

1. The Secretary,
Ministry of Commerce and Industry
Department of Industrial Policy and
Promotion (Leather Section)
Udyog Bhawan, New Delhi - 110 001.

2. The Director,
Central Leather Research Institute,
Integrated Development of Leather Sector (IDLS)
Project (Implementation Unit (PIU)
Museum Building,
CLRI Campus,
Chennai - 600 020.

+1cc to Mr.G.Prabhakar, Advocate, S.R.No.86033

+1cc to Mr.A.Kumaraguru, Advocate, S.R.No.86977

W.P.No.11994 of 2017

GP(CO)

rrs 09/01/2019