



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 07.09.2018

CORAM

THE HONOURABLE MR.JUSTICE V.PARTHIBAN

W.P.[MD]No.19369 of 2018

and

W.M.P.[MD]No.17198 of 2018

R.Perumalswamy

: Petitioner

Vs.

1.The Commissioner of Geology and Mining,
Guindy,
Chennai - 600 032.

2.The District Collector,
Karur District,
Karur.

: Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India, praying to issue a Writ of Certiorarified Mandamus, to call for the records of the first respondent in proceedings R.C.No.5119/MM13/2012-1, dated 23.02.2018 and also second respondent's proceedings Na.Ka.No.25/Mineral/2012, dated 11/05/2012 and quash the same and further direct the respondents to receive the balance amount and execute the Lease Deed in respect of the rough stone quarry at Survey No.1327 (part), measuring to an extent of 0.74.0 hectares at Modakkur (Melpagam) Village (part-II), Aravakurichi Taluk, Karur District.

For Petitioner : Mr.S.Gopinathan

For Respondents : Mr.M.Jeyakumar

Additional Government Pleader

O R D E R

The petitioner is before this Court challenging the order passed by the first respondent in regard to the tender cum auction conducted and dismissing the appeal filed by the petitioner herein by confirming the order passed by the second respondent in cancelling the subject tender to the petitioner.

2.In the order passed by the first respondent itself it is mentioned that in case the appellant is aggrieved, he can file a further appeal to the Additional Chief Secretary, Industries Department, Government of Tamil Nadu, as per Rule 36-C of the Tamil Nadu Minor Mineral Concession Rules, 1959. Without exhausting the alternative remedy provided under the statutory Rules, the petitioner has rushed to this Court by invoking its extraordinary jurisdiction under Article 226 of the Constitution of India.

