

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.11.2019

CORAM:

THE HON'BLE MR. JUSTICE M.M.SUNDRESH
and
THE HON'BLE MR. JUSTICE RMT. TEEKAA RAMAN

W.P.No.12956 of 2019

E.Nagaraj Reddy

... Petitioner

vs.

1. The Secretary to Government of Tamil Nadu,
Revenue Department,
Secretariat, Fort St. George,
Chennai 600 009.
2. The District Collector of Krishnagiri,
Collectorate,
Krishnagiri - 635 001.
3. The Deputy Director,
Geographical and Tunnel Department,
District Collector's Office Complex,
Krishnagiri - 635 001.
4. The District Revenue Officer,
Krishnagiri.
5. The Tahsildar,
Denkanikotta Taluk,
Krishnagiri District.
6. The Tamil Nadu Pollution Control Board,
rep. by its Chairman,
No.76, Mount Road,
Guindy, Chennai 600 032.
7. The District Environmental Engineer,
Tamil Nadu Pollution Control Board,
No.149-A, 1st Floor, Dharga,
SIPCOT - 1, Hosur - 635 126,
Krishnagiri District.

8. The Manager,
M/s.Sanjivini Blue Metals,
Periya Mathakondapalli,
Denkanikotta Taluk,
Krishnagiri District.

9. The Manager,
M/s.G.M.Blue Metals,
Periya Mathakondapalli,
Denkanikotta Taluk,
Krishnagiri District.

... Respondents

Writ Petition filed under Article 226 of the Constitution of India seeking to issue a writ of Mandamus, direct the 3rd Respondent to implement the letter/order dated 22.02.2019 made in O.M.No.2153/2019/H-3 of the 2nd Respondent herein to conduct an enquiry into the matter and cancel the license sanctioned to the Companies viz. M/s.Sanjivini Blue Metals and M/s.G.M.Blue Metals, the Respondents 8 and 9, who are functioning in the lands comprised in Survey Nos.278/2C, 279/1B and 280/2A in Mathagakondapalli Village, Denkanikotta Taluk, Krishnagiri District, to protect and safeguard houses, agricultural lands, ground water, drinking water, lakes of the Villagers from the impact and effect of the crushing plants run by the above Companies.

For Petitioner	:	Mr.T.Dhanasekaran
For Respondents 1 to 5	:	Mr.Akhil Akbar Ali, Government Advocate
For 8th Respondent	:	Mr.I.Paranthaman
For 9th Respondent	:	Mr.V.Sanjeevi
For Respondents 6 & 7	:	No appearance

O R D E R

(Order of the Court made by M.M.SUNDRESH,J.)

The petitioner seeks direction to the 3rd Respondent to give effect to the communication of the 2nd Respondent, dated 22.02.2019.

2. It appears that the private Respondents 8 and 9 are running their Crushing Units without permission. This Writ Petition has been filed seeking to pre-empt grant of permission, which has been granted only with the consent of the Tamil Nadu Pollution Control Board. Thus, nothing survives for consideration in this Writ Petition.

3. If the Petitioner has any grievance with respect to the running of the Crushing Units by Respondents 8 and 9, it is always open to him to approach this Court, by way of a separate Writ Petition.

This Writ Petition is dismissed as having become infructuous. No costs.

Sd/-

Assistant Registrar(CS VI)

//True Copy//

Sub Assistant Registrar

To:

1. The Secretary to Government of Tamil Nadu, Revenue Department, Secretariat, Fort St. George, Chennai 600 009.
2. The District Collector of Krishnagiri, Collectorate, Krishnagiri - 635 001.
3. The Deputy Director, Geographical and Tunnel Department, District Collector's Office Complex, Krishnagiri - 635 001.
4. The District Revenue Officer, Krishnagiri.
5. The Tahsildar, Denkanikotta Taluk, Krishnagiri District.
6. The Chairman, Tamil Nadu Pollution Control Board, No.76, Mount Road, Guindy, Chennai 600 032.
7. The District Environmental Engineer, Tamil Nadu Pollution Control Board, No.149-A, 1st Floor, Dharga, SIPCOT - 1, Hosur - 635 126, Krishnagiri District.

+1 cc to M/s.I.Paranthaman, Advocate Sr.No. 93494
+1 cc to M/s.T.Dhanasekaran, Advocate Sr.No.93961
+1 cc to M/s.V.Sanjeevi, Advocate Sr.No. 93541
+1 cc to The Special Government Pleader Sr.No. 93751

AKM/19.12.19/3P-12C /

Order in
W.P.No.12956 of 2019