



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **23.09.2019**

CORAM:

**THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM
AND
THE HONOURABLE MRS.JUSTICE R.THARANI**

W.P (MD)NO.20467 OF 2019

and

W.M.P (MD)No.17089 of 2019

Dr.S.Anbazhagan

:Petitioner

.vs.

- 1.The Director of Geology and Mines,
Office of the Director of Geology and Mines,
Guindy, Chennai - 600 032.
- 2.The District Collector,
Office of the District Collector,
Tirunelveli District.
- 3.The Assistant Director of Geology and Mines,
Tirunelveli District,
Tirunelveli.
- 4.The District Environmental Engineer,
30/2, SIDCO Industrial Estate,
Pettai, Tirunelveli - 627 010.
- 5.The Tahsildar,
Office of the Taluk Office,
Kadayanallur Taluk,
Tirunelveli District.
- 6.S.Arunachalam.

: Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus directing the respondents 1 to 5 herein from in any manner allowing the sixth respondent from rough stone quarrying operations in the land comprised in S.No.729/1(part-I) measuring an extent of 2.00.0 hectares and S.No.729/1(part-2) of an extent of 3.00.0 hectares situated at Ariyamangalam Village, Kadayanallur Taluk, Tirunelveli District, based on his representation, dated 25.09.2018.



For Petitioner

:Mr.C.Gangai Amaran
For M/s.G.Thalaimutharasu

For Respondents
1 to 5

:Mr.A.K.Baskarapandian
Special Government Pleader

WEB COPY

O R D E R

[Order of the Court was made by **T.S.SIVAGNANAM., J.**]

Heard Mr.C.Gangai Amaran, learned counsel representing Mr.G.Thalaimutharasu, learned counsel appearing for the Petitioner and Mr.A.K.Baskarapandian, learned special Government Pleader, who accepts notice on behalf of the respondents 1 to 5.

2.By consent of either side, the Writ Petition is taken up for final disposal.

3.The Petitioner has come forward with this Writ Petition designed as 'Public Interest Litigation' stating that the sixth respondent has illegally quarrying rough stone in the lands comprised in S.No.729/1(part-I), measuring an extent of 2.00.0 hectares and S.No.729/1(part-2) measuring an extent of 3.00.0 hectares situated at Ariyamangalam Village, Kadayanallur Taluk, Tirunelveli District.

4.In this regard, representations were given and one of the representation has been forwarded to the District Collector, Tirunelveli vide proceedings, dated 09.10.2018. It appears that no action has been initiated pursuant thereto. Hence the Petitioner is before this Court by filing the present Writ Petition. One S.Chandrakumar, who claims himself to be the President of a Co-operative Society, had raised certain queries under Right to Information Act and from the reply furnished by the Information Officer to the Assistant Director of Geology and Mines, Tirunelveli District, it is seen that the sixth respondent has been granted permission to quarry for the period from 8.2.2016 to 7.2.2021. It is not clear as to whether the allegation against the sixth respondent is that he has illicitly quarrying rough stone in an area where licence has not been granted to him.

5.In any event, we do not wish to express anything on this issue, as we are disposing of the Writ Petition without issuing notice to the sixth respondent. Since the first respondent has forwarded the representation of the Petitioner to the second respondent, we direct the second respondent to look into the complaint/representation of the Petitioner, dated 25.09.2018, direct an enquiry to be conducted and pass orders on merits and in



accordance with law.

6. With the above directions, the Writ Petition stands disposed of. No costs. Consequently, connected Miscellaneous Petition is closed.

WEB COPY

Sd/-

Assistant Registrar (CS-I)

// True Copy //

Sub Assistant Registrar (CS)

vsn

To

1. The Director of Geology and Mines,
Office of the Director of Geology and Mines,
Guindy, Chennai - 600 032.

2. The District Collector,
Office of the District Collector,
Tirunelveli District.

3. The Assistant Director of Geology and Mines,
Tirunelveli District,
Tirunelveli.

4. The District Environmental Engineer,
30/2, SIDCO Industrial Estate,
Pettai, Tirunelveli - 627 010.

5. The Tahsildar,
Office of the Taluk Office,
Kadayanallur Taluk,
Tirunelveli District.

+1 CC to M/s.G.THALAIMUTHARASU, Advocate (SR-88734[F] dated 24/09/2019)

+1 CC to M/s.GP (SR-89373[F] dated 25/09/2019)

ORDER MADE IN
W.P (MD) NO. 20467 OF 2019
and
W.M.P (MD) No. 17089 of 2019
23.09.2019

KM/ (10.10.2019) 3P 8C