

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22.09.2020

CORAM

THE HON'BLE MR. JUSTICE K.RAVICHANDRABAABU

W.P.No.13175 of 2020

and

WMP No.16310 of 2020

R.Prem Anand
S/o.Ramukalai
Middle Street
Kumanathozhu
Andipatti Taluk
Theni District.

[PETITIONER]

Vs

1.The Commissioner & Director of
Geology & Mining,
Thiru Vi.Ka. Industrial Estate,
Guindy, Chennai-32.

2.The District Collector,
Theni District,
Theni.

[RESPONDENTS]

Prayer:

Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of mandamus to direct the first respondent to pass orders on the petitioner's appeal dated 07.07.2020 against the order of the second respondent issued in Na.Ka.No.304/Mines/2020 dated 29.06.2020 by cancelling the quarrying permission granted, within a time frame fixed by this Court.

For Petitioner : Mr.M.Muthappan

For Respondent : Mr.E.Manoharan

Special Government Pleader

O R D E R

This matter is taken up for hearing through Video Conferencing mode.

2. Mr.E.Manoharan, learned Special Government Pleader takes notice for the respondents.

3. This writ petition is filed directing the first respondent to pass orders on the appeal filed by the petitioner dated 07.07.2020 against the order of the second respondent dated 29.06.2020.

4. It is stated that the petitioner was given quarrying permit by the second respondent on 27.05.2020 and the said permission was subsequently cancelled on 29.06.2020. Challenging the said order of cancellation, the petitioner is said to have filed the appeal on 07.07.2020. The grievance of the petitioner is that the said appeal has not been considered by the respondents so far.

5. This Court, at this stage, is not expressing any view on the merits of the claim made by the petitioner, as it is for the first respondent to consider and decide. Therefore, without expressing any view on the claim made by the petitioner, this Writ Petition is disposed of, only by directing the first respondent to consider the appeal filed by the petitioner dated 07.07.2020 and pass orders on the same on merits and in accordance with law, within a period of six weeks from the date of receipt of a copy of this order. No costs. The connected miscellaneous petition is closed.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

1.The Commissioner & Director of
Geology & Mining,
Thiru Vi.Ka. Industrial Estate,
Guindy, Chennai-32.

2.The District Collector,
Theni District,
Theni.

+1cc to M/s.M.Muthappan, Advocate in SR.NO..30856
+1cc to the Government Pleader in SR.NO..31133

W.P.No.13175 of 2020

AJS (CO)
RV(14/10/2020)