

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 10.02.2020

CORAM :

THE HONOURABLE MR.JUSTICE N.KIRUBAKARAN

and

THE HONOURABLE MR.JUSTICE P.VELMURUGAN

W.P.No.18753 of 2019

and

W.M.P.No.18101 of 2019

N.Krishnakumar,
S/o.C.Narayanasamy,
No.2, Periyar Nagar,
Ranganathapuram,
Perianaicken Palayam,
Coimbatore 641 020.

... Petitioner

Vs

1.The District Collector,
Coimbatore District,
Collectorate Building,
State Bank Road, Gopalapuram,
Coimbatore 641 018.

2.The District Revenue Officer,
Coimbatore District, Collectorate Building,
State Bank Road, Gopalapuram,
Coimbatore 641 018.

3.The Joint Chief Controller of Explosives,
A and D Wing, Block 1 - 8,
Shastri Bhavan,
No.26, Haddows Road, Nungambakkam,
Chennai 600 006.

4.The Divisional Engineer,
(Construction and Maintenance)
Highways Department,
ATT Colony, VOC Park Road,
Gopalapuram, Coimbatore 641 018.

5.The Deputy Director of Health Services,
No.219-A, Race Course Scheme Road,
Coimbatore - 641 018.

6.The District Fire Officer,
Coimbatore Division,
No.50, State Bank Road, Gopalapuram,
Coimbatore 641 018.

7.M/s.Nayara Energy Limited,
Sheerosh Madhav Building,
2nd Floor, New No.58/2, Old No.73/2
New Avadi Road, Kilpauk,
Chennai 600 010.

8.K.Chinnasamy,
S/o.Karuppannan
Door No.229, Gandhi Nagar,
No.2, Gudalur, Coimbatore 641 020
(R8 impleaded as per order dated 12.12.2019 passed
in WMP.No.32002 of 2019 in WP.No.18753 of 2019)

9.The Secretary,
Highways Department,
Fort St. George, Chennai.
(R9 impleaded as per order dated 12.12.2019
passed in WP.No.18753 of 2019)

... Respondents

PRAYER : Writ Petition filed under Article 226 of the
Constitution of India praying to issue a Writ of Mandamus to
permanently forbear the respondents from issuing No Objection
Certificate (NOC), Explosive Licence and other necessary
approvals/permissions/consents to the 7th respondent to open
and operate a New Road-side Petroleum Retail Outlet at SF
No.337/1, Agrahara Samakulam Village, Annur Taluk, Coimbatore
North, Coimbatore 641 110.

For Petitioner :Mr.V.B.R.Menon

For Respondents :Mr.K.Makesh (for R1, R2, R4 to R6 & R9)
Special Government Pleader

Mr.G.Karthikeyan (for R3)

Mr.Abdul Saleem (for R7)

सत्यमेव जयते
O R D E R

(Judgment of the Court was delivered by N.KIRUBAKARAN, J)

This petition has been filed to issue direction
forbearing the respondents from issuing No Objection
Certificate to the 7th respondent to open and operate a New
Road-side Petroleum Retail Outlet at SF No.337/1, Agrahara
Samakulam Village, Annur Taluk, Coimbatore North, Coimbatore
641 110.

2.When the matter is called today, Mr.K.Makesh learned
Government Pleader has produced a letter dated 19.08.2019
written by the 4th respondent to the 2nd respondent, rejecting
the request of the 7th respondent. Therefore, the prayer
sought for by the petitioner has been complied with and no
further order is necessary.

3.Hence, the Writ Petition is closed. No costs.
Consequently, connected Miscellaneous Petition is also closed.

Sd/-
Assistant Registrar(CS)

//True Copy//

Sub Assistant Registrar

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To

1.The District Collector,
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State Bank Road, Gopalapuram,
Coimbatore 641 018.

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6.The District Fire Officer,
Coimbatore Division,
No.50, State Bank Road, Gopalapuram,
Coimbatore 641 018.

7.The Secretary,
Highways Department,
Fort St. George, Chennai.

+1cc to Mr.V.B.R.Menon , Advocate SR.No. 10782
+1 cc to Government Pleader Sr.No. 10866