



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09.09.2021

CORAM:

THE HONOURABLE Mr. JUSTICE N. ANAND VENKATESH

W.P.No.19207 of 2019

P.Thandapani

..Petitioner

-Vs-

1. Government of Tamil Nadu
Rep. by its Principal Chief Conservator of
Forests (Head of Forest Force)
Office of the Principal Chief Conservator
Panagal Maligai
Saidapet Chennai 600 015.
2. The Chief Conservator of Forests
Vellore Working Plan
No. 84 7th Cross Street
Sathuvachary Post
Vellore - 632004.
3. The District Forest Officer
Vellore Division
Vellore Fort
Vellore - 632004.
4. The Divisional Forest Officer
Social Forestry Division
District Collector Office Building
" B " Block 5th Floor
Sathuvachary Post Vellore - 632004.

..Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents to refund the Earnest Money Deposit made by him on 07.02.2018 and 08.02.2018 with respondents at the time of auction proceedings by considering his representation dated 22.06.2018 and 01.08.2018.



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For Petitioner : Mr.K.Krishnan
For Respondents : Mr.U.Baranidharan
Government Advocate
for R 1 to R 4

ORDER

This writ petition has been filed for the issue of a writ of mandamus directing the respondents to refund the Earnest Money Deposit made by the petitioner while participating in the auction conducted by the respondents.

2.The 3rd respondent has filed a counter affidavit. Even in the counter affidavit, it is stated that already a proposal has been sent to the Government to refund of the Earnest Money Deposit and hence, some time is sought for refunding the money to the petitioner.

3.Taking into consideration the facts and circumstances of the case and the stand taken by the 3rd respondent in the counter affidavit, there shall be a direction to the 2nd and 3rd respondents to refund the earnest money deposit to the petitioner, after getting the approval from the Government within a period of four weeks from the date of receipt of copy of this order. The petitioner has also made a claim for interest for the delay in the payment of the earnest money deposit and the same shall also be considered at the time of refunding the money to the petitioner.

4.This writ petition is disposed of with the above directions. No costs.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

KP

To

1.Principal Chief Conservator of Forests,
(Head of Forest Force)
Government of Tamil Nadu,
Office of the Principal Chief Conservator,
Panagal Maligai , Saidapet, Chennai 600 015.



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2.The Chief Conservator of Forests,
Vellore Working Plan,
No. 84, 7th Cross Street,
Sathuvachary Post, Vellore - 632004.

3.The District Forest Officer,
Vellore Division,
Vellore Fort,
Vellore - 632004.

4.The Divisional Forest Officer,
Social Forestry Division,
District Collector Office Building,
" B" Block 5th Floor,
Sathuvachary Post,
Vellore - 632004.

+lcc to Mr.K.Krishnan, Advocate Sr No.45975

+lcc to the Special Government Pleader (Forest) Sr No.46230

+lcc to Government Pleader Sr No.46171

W.P.No.19207 of 2019

PCH (CO)

PR (27/09/2021)