



W.P.No.33199 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09.12.2022

CORAM:

THE HONOURABLE MR.JUSTICE G.CHANDRASEKHARAN

W.P. No. 33199 of 2022

M/s.S.S.V.Blue Metals,
S.F.No.359, 367/1A, 367/1B,
Mugalur Village,
Hosur Taluk,
Krishnagiri District.

... Petitioner

Vs.

1. The District Collector,
Krishnagiri.
2. The Superintendent of Police,
Krishnagiri.
3. The Sub Collector/ Revenue Divisional Officer,
Hosur Taluk,
Krishnagiri.
4. The Tahsildar,
Hosur Taluk,
Krishnagiri.

...Respondents



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PRAYER: Writ Petition is filed under Article 226 of Constitution of India, pleased to issue a Writ of Mandamus, directing the 2nd respondent to consider the representation of the petitioner through the Crusher Owners Federation, Hosur dated 19.04.2022 and take necessary steps to prohibit the villagers from blocking the roads leading to and out of the crushing units and ensure smooth travel of the petitioner's vehicle carrying their goods.

For Petitioner : Mr.N.R.Elango

Senior Advocate

For Respondents : Mr.S.Santhosh

Government Advocate (Crl.Side)

ORDER

The Writ Petition has been filed to direct the 2nd respondent to consider the representation of the petitioner through the Crusher Owners Federation, Hosur dated 19.04.2022 and take necessary steps to prohibit the villagers from blocking the roads leading to and out of the crushing units and ensure smooth travel of the petitioner's vehicle carrying their goods.

2. The learned counsel for the petitioner submitted that the petitioner was given permission by the District Collector, Krishnagiri in proceedings dated 18.07.2019 for the purpose of storing / processing / consuming of



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M.Sand in their rough stone unit located at Survey Nos.259, 360/1, 360/2,

360/3, 367/1A & 367/1B over an extent of 2.35.50 hectares in Mugalur

Village Hosur Taluk, Krishnagiri District. However, the members of the

Kothagiri Village restrained all the vehicles of the petitioner's crushing unit

and started attacking the windscreens of the vehicle and thereby breaking it

and also injured the employees. On the basis of the complaint given, FIR

was registered in Crime No.266 of 2022 on 15.10.2022 on the file of the

Denkanikottai Police Station for the alleged offences under Sections 147,

148, 341, 294(b), 323, 24, 50692) of IPC, 1860 and Section 3(1) of Tamil

Nadu Public Property (Prevention of Damage and Loss) Act, 992. The

members of the Villagers have prevented the petitioner from doing their

lawful business and hence, a representation was given to the District

Collector, Krishnagiri on 19.04.2022. This petition is filed to issue a

direction to the 2nd respondent to consider the representation of the

petitioner through the Crusher Owners Federation, Hosur dated 19.04.2022

and take necessary steps to prohibit the villagers from blocking the roads

leading to and out of the crushing units and ensure smooth travel of the

petitioner's vehicle carrying their goods.



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3. The learned Government Advocate (Crl.Side) submitted that, it is true that the FIR in Crime No. 266 of 2022 was registered against the individuals and the case is pending for investigation.

4. Considering the rival submissions, it is seen that the petitioner was given permission by the District Collector, Krishnagiri in proceedings dated 18.07.2019 for the purpose of storing / processing / consuming of M.Sand in their rough stone unit located at Survey Nos.259, 360/1, 360/2, 360/3, 367/1A & 367/1B over an extent of 2.35.50 hectares in Mugalur Village Hosur Taluk, Krishnagiri District and it is also seen from the records that the villagers prevented the petitioner from doing their lawful business and hence, a representation was given to the District Collector, Krishnagiri on 19.04.2022.

5. In the light of the above, the first respondent is directed to consider the petitioner's representation and take necessary steps to prohibit the villagers from disturbing the petitioner in doing his lawful business.



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6. With the above direction, this Writ Petition is disposed of.

Consequently, connected miscellaneous petition is closed. No costs.

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Index :Yes/No

Internet:Yes/No

Sma

To

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G.CHANDRASEKHARAN, J.

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W.M.P.No.32597 of 2022

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