



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 20.06.2022

CORAM:

**THE HONOURABLE MR.JUSTICE P.N.PRAKASH
AND
THE HONOURABLE Mrs. JUSTICE R.HEMALATHA**

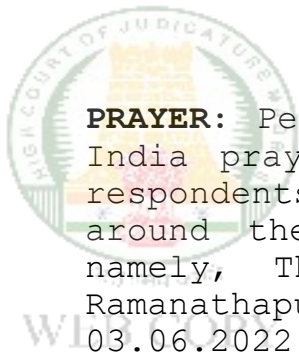
**W.P. (MD)No.12536 of 2022
and WMP(MD) No.8876 of 2022**

Balasubramanian : Petitioner

Vs.

- 1.The State of Tamilnadu
Rep. by its Secretary to Government
Public Works Department
Fort St. George
Chennai 9
- 2.The Additional Superintendent
Public Works Department (Vaigai Basin)
Thallakulam
Madurai.
- 3.The District Collector,
Theni District
Theni.
- 4.The District Collector
Madurai District
Madurai.
- 5.The District Collector,
Sivagangai District,
Sivagangai.
- 6.The District Collector
Virudhunagar District,
Virudhunagar
- 7.The District Collector,
Ramanathapuram District
Ramanathapuram
- 8.The District Collector,
Dindigul District
Dindigul.

: Respondents



PRAYER: Petition is filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus to forbear the respondents from granting any license to run the sand quarry in and around the river bed of vaigai running towards the Districts, namely, Theni, Madurai, Sivagangai, Virudhunagar, Dindigul and Ramanathapuram based on the petitioner's representation dated 03.06.2022.

For Petitioner : Mr.Prasanna Rajadurai for
Mr.R.Jegadeeswaran

For Respondents : Mr.P.Thilak Kumar
Government Pleader

ORDER

(Order of the Court was made by P.N.PRAKASH, J.)

This writ petition has been filed on the premise that the authorities are likely to grant a license to some persons for quarrying sand in and around riverbed of Vaigai in Theni, Madurai, Sivagangai, Virudhunagar, Dindigul and Ramanathapuram. In this regard, the petitioner has given a representation dated 03.06.2022 and has thereafter filed the present public interest litigation for a direction to the respondents to dispose of the representation.

2.In the opinion of this Court, a mandamus can be issued only for enforcing a public duty and there is no public duty cast upon the respondents to dispose of the representation, as sought by the petitioner. In such view of the matter, we find no merits in this writ petition. Hence, the writ petition is dismissed. No costs. Consequently connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar (CS II)

// True Copy //

/06/2022

Sub Assistant Registrar(CS)

RR

To

1.The Secretary to Government
Public Works Department
Fort St. George
Chennai 9

2.The Additional Superintendent
Public Works Department (Vaigai Basin)
Thallakulam
Madurai.

<https://hcservices.ecourts.gov.in/hcservices/>



3.The District Collector,
Theni District
Theni.

4.The District Collector
Madurai District
Madurai.

5.The District Collector,
Sivagangai District,
Sivagangai.

6.The District Collector
Virudhunagar District,
Virudhunagar

7.The District Collector,
Ramanathapuram District
Ramanathapuram

8.The District Collector,
Dindigul District
Dindigul.

+1 CC to M/s.SPL.GP (SR-27086[F] dated 21/06/2022)

W.P. (MD) No.12536 of 2022
20.06.2022

MGJ(28.06.2022) 3P 10C