



W.A.(MD)No.821 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 05.08.2022

CORAM

THE HONOURABLE MR.JUSTICE **S.S.SUNDAR**
and
THE HONOURABLE MRS.JUSTICE **S.SRIMATHY**

W.A(MD)No.821 of 2022
and
C.M.P(MD) No.6878 of 2022

1.The District Collector,
Kanyakumari District,
Kanyakumari.

2.The Assistant Director,
Department of Geology and Mining,
Collectorate,
Kanyakumari District.

... Appellants

Vs.

Poabs Granite Products (P) Ltd.,
Rep. by its Managing Director,
Mr.Joseph Jacob,
Kattachel, Kaliyal Post,
Kanyakumari District.

... Respondent



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Prayer: Writ Appeal filed under Clause 15 of the Letter Patent to set aside the order of this Court, dated 04.06.2021 made in W.P.(MD)No.9789 of 2021 and allow the Writ Appeal.

For Appellants : Mr.J.Ashok,
Additional Government Pleader
For Respondent : Mr.E.Martin Jayakumar

JUDGMENT

(Judgment of the Court was delivered by **S.S.SUNDAR, J.**)

The learned Additional Government Pleader appearing for the appellants submitted that by virtue of subsequent events, the quarry licence itself was cancelled for violation of provisions of the Tamil Nadu Preservation of Private Forest Act, 1949 and hence, there is no scope for sustaining the order impugned in this Writ Appeal. Learned counsel for the respondent has no objection for allowing the Writ Appeal.

2. In view of the said submission, the prayer in the writ petition itself does not survive and hence, the order of learned Single Judge



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allowing the Writ Petition cannot be sustained. As a result, this Writ Appeal is allowed and the Writ Petition stands dismissed. No costs. Consequently connected miscellaneous petition is closed.

[S.S.S.R., J.] [S.S.Y., J.]
05.08.2022

Index : Yes / No
Internet : Yes / No
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To

- 1.The District Collector,
Kanyakumari District,
Kanyakumari.
- 2.The Assistant Director,
Department of Geology and Mining,
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