



W.P(MD)No.8053 of 2018

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 05.09.2022

CORAM:

**THE HONOURABLE MR.JUSTICE R.MAHADEVAN
and
THE HONOURABLE MR.JUSTICE J.SATHYA NARAYANA PRASAD**

**W.P(MD)No.8053 of 2018
and
W.M.P(MD)No.7634 of 2018**

J.Christu Das

... Petitioner

vs.

- 1.The District Collector,
Kanyakumari District,
Nagercoil.
- 2.The District Environmental Engineer,
Tamil Nadu Pollution Control Board,
318/46-A, Water Tank Road,
Nagercoil,
Kanyakumari District – 629 001.
- 3.The Deputy Director of Health Service,
Nagercoil,
Kanyakumari District.
- 4.The Superintending Engineer,
Tamil Nadu Electricity Board,
Parvathipuram, Nagercoil,
Kanyakumari District.



W.P(MD)No.8053 of 2018

WEB COUNCIL

- 5.The Superintendent of Police,
Kanyakumari District,
Nagercoil.
- 6.The Divisional Revenue Officer,
Nagercoil,
Kanyakumari District.
- 7.The Assistant Director of Town Panchayath,
Nagercoil,
Kanyakumari District.
- 8.The Revenue Divisional Officer,
Thakkalai,
Kanyakumari District.
- 9.The Assistant Superintendent of Police,
Thakkalai,
Kanyakumari District.
- 10.The Divisional Engineer,
Tamil Nadu Electricity Board,
Moochal, Thakkalai,
Kanyakumari District.
- 11.The Tahsildar,
Kalkulam, Thakkalai,
Kanyakumari District.
- 12.The Executive Officer,
Verkilambi Panchayat,
Nagercoil,
Kanyakumari District.
- 13.The Inspector of Police,
Thiruvattaru Police Station,
Thiruvattaru,
Kanyakumari District.



W.P(MD)No.8053 of 2018

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- 14.The Assistant Executive Engineer,
Tamil Nadu Electricity Board,
Kulasekaran,
Kanyakumari District.
- 15.The Junior Engineer,
Tamil Nadu Electricity Board,
Veenoor, Thiruvattaru,
Kanyakumari District.
- 16.Mohammed Akbar
- 17.M/s.Larsen & Toubro Limited,
Registered Office at General Manager,
L & T House, Narottam Morarji Marg,
Ballard Estate,
Mumbai – 400 001.
- 18.The Project Officer,
M/s.Larsen & Toubro Limited,
Door No.23-11D, Thottiyode,
Chunkankadai Post,
Kalkulam Taluk,
Kanyakumari District.

... Respondents

PRAYER : Writ Petition filed under Article 226 of the Constitution of India praying for the issue of a Writ of Mandamus, directing the respondents 1 to 15 to take suitable action to stop the activities of 18th respondent's installation of Batching Plant, Hot Mix Plant, Wet Mix Plant, Pre-case Yard, HSD Outlet Pumps, Reinforcement yard, Stores, Time Office, Labour Camps and Canteen etc., and other temporary structures and storage of raw materials and finished materials only in regard to the execution of four laning of TN/KL Border to Villukuri Road Project Section of NH 47 fork KM 43+000 to Km 70+250 in Tamil Nadu, in Survey Nos.204/2 (part), 223/2B,



W.P(MD)No.8053 of 2018

WEB C277

223/3, 223/4, 223/5, 223/6, 223/7, 223/11B and 224/12 admeasuring 6 acre/s Patta Document Nos.4134, 2686, 6297, 6311, 5460, 5007, 4135 and 4439 at Kasim Manzil, Kariyamangalathu Vilai, Verkilambi Village, Kalkulam Taluk, Kanyakumari District, Tamil Nadu by considering petitioner's representation dated 22.03.2018 within the period stipulated by this Court.

For Petitioner : Mr.A.Haja Mohideen

For RR 1 to 15 : Mr.S.P.Maharajan
Special Government Pleader

ORDER

(Order of the Court was made by R.MAHADEVAN, J.)

The prayer made in this Writ Petition is to issue a Writ of Mandamus Mandamus, directing the respondents 1 to 15 to take suitable action to stop the activities of 18th respondent's installation of Batching Plant, Hot Mix Plant, etc., and other temporary structures and storage of raw materials and finished materials only in regard to the execution of four laning of TN/KL Border to Villukuri Road Project Section of NH 47 fork KM 43+000 to Km 70+250 in Tamil Nadu, in the above mentioned survey numbers admeasuring 6 acres at Kasim Manzil, Kariyamangalathu Vilai, Verkilambi Village, Kalkulam Taluk, Kanyakumari District, Tamil Nadu, by considering the petitioner's representation, dated 22.03.2018.



W.P(MD)No.8053 of 2018

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2. Today, when the matter is taken up for hearing, the learned counsel appearing for the petitioner submitted that the relief sought for in this petition has become infructuous.

3. Recording the submission so made by the learned counsel for the petitioner, this Writ Petition is closed. No costs. Consequently, connected Miscellaneous Petition is closed.

[R.M.D.,J.] & [J.S.N.P.,J.]
05.09.2022

Index : Yes / No

Internet : Yes

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Note :

In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate / litigant concerned.

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W.P(MD)No.8053 of 2018

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R.MAHADEVAN,J.

and

J.SATHYA NARAYANA PRASAD,J.

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**ORDER MADE IN
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