



W.P.(MD)No.218 of 2015

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :21.12.2022

CORAM

THE HONOURABLE MR.JUSTICE K. KUMARESH BABU

W.P.(MD)Nos.218, 15465 of 2015, 18937, 21272 of 2017, 15121, 17000,
19586 & 19587 of 2018

and

M.P.(MD).Nos. 1 & 2, 1 & 2 of 2015

and

W.M.P(MD).Nos.15284, 15285, 17552, 17553 of 2017, 13691, 13692,
14992, 14993, 17359 to 19362 of 2018

W.P.(MD).No.218 of 2015

S.Kamaraj

... Petitioner

Vs.

1.Union of India,
Rep by the Deputy Secretary to the Government,
Ministry of Industry and Commerce,
Department of Industrial Policy and
Promotion (Salt Section)
Udhyog Bhawan, New Delhi.

2.Salt Commissioner,
LavanBhawan, 2-A, Lavan Marg,
Jhalana Doongri,
Jaipura 302004.

3.Deputy Salt Commissioner,
26, Haddows Road, Shastri Bhavan,
Chennai 600 006.

... Respondents



W.P.(MD)No.218 of 2015

WEB COPY

PRAYER : Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Certiorarified Mandamus, calling for the records comprised in the Gazette Resolution dated 09.10.2013 and numbered 04014/1/2012-salt, passed by the 1st respondent, insofar as it relates to renewal of leases, and quash the same and consequently direct the 1st respondent to continue to renew the lease of the petitioner on such conditions as may be agreed upon by the petitioner.

For Petitioner :Mr.P.Santhosh Kumar
For Respondents :Ms.L.Victoria Gowri
Additional Solicitor General of India

W.P.(MD).No.15464 of 2015

P.Ponnulingam

... Petitioner

Vs.

1.Union of India,
Rep by the Deputy Secretary to the Government,
Ministry of Industry and Commerce,
Department of Industrial Policy and
Promotion (Salt Section),
Udhyog Bhawan, New Delhi.

2.Salt Commissioner,
LavanBhawan, 2-A, Lavan Marg,
Jhalana Doongri,
Jaipura 302004.



W.P.(MD)No.218 of 2015

3. Deputy Salt Commissioner,
26, Haddows Road, Shastri Bhavan,
Chennai 600 006.

... Respondents

PRAYER : Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Certiorarified Mandamus, calling for the records comprised in the Gazette Notification No.43 dated 09.10.2013 and numbered 04014/1/2012-salt, passed by the 1st respondent, insofar as it relates to renewal of leases, and quash the same and consequently direct the 1st respondent to continue to renew the lease of the petitioner on such conditions as may be agreed upon by the petitioner.

For Petitioner :Mr.P.Santhosh Kumar
For Respondents :Ms.L.Victoria Gowri
Additional Solicitor General of India

W.P.(MD).No.21272 of 2017

R.Rahul Agarwal

... Petitioner

Vs.

1.Union of India,
Rep by the Deputy Secretary to the Government,
Ministry of Industry and Commerce,
Department of Industrial Policy and
Promotion (Salt Section)
Udhyog Bhawan, New Delhi.

2.Salt Commissioner,
LavanBhawan, 2-A, Lavan Marg,
Jhalana Doongri, Jaipur 302004.



W.P.(MD)No.218 of 2015

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3. Deputy Salt Commissioner,
26, Haddows Road, Shastri Bhavan,
Chennai 600 006.

... Respondents

PRAYER : Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Certiorarified Mandamus, calling for the records comprised in the Letter dated 09.10.2013 and numbered 04014/1/2012-salt, passed by the 1st respondent, insofar as it relates to renewal of leases, and quash the same and consequently direct the 1st respondent to continue to renew the lease of the petitioner on such conditions as may be agreed upon by the petitioner.

For Petitioner :Mr.P.Santhosh Kumar
For Respondents :Ms.L.Victoria Gowri
Additional Solicitor General of India

W.P.(MD).No.18937 of 2015

R.Velmani

... Petitioner

Vs.

1.Union of India,
Rep by the Deputy Secretary to the Government,
Ministry of Industry and Commerce,
Department of Industrial Policy and
Promotion (Salt Section),
Udhyog Bhawan, New Delhi.



W.P.(MD)No.218 of 2015

2.Salt Commissioner,
LavanBhawan, 2-A, Lavan Marg,
Jhalana Doongri,
Jaipur 302004.

3.Deputy Salt Commissioner,
26, Haddows Road, Shastri Bhavan,
Chennai 600 006.

... Respondents

PRAYER : Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Certiorarified Mandamus, calling for the records comprised in the G.O, dated 09.10.2013 and numbered 04014/1/2012-salt, passed by the 1st respondent, insofar as it relates to renewal of leases, and quash the same and consequently direct the 1st respondent to continue to renew the lease of the petitioner on such conditions as may be agreed upon by the petitioner.

For Petitioner	:Mr.P.Santhosh Kumar
For Respondents	:Ms.L.Victoria Gowri Additional Solicitor General of India

W.P.(MD).No.15121 of 2018

M/s.Gasar, Traders,
Through its Partner
G.Parthasarathi,
Geege Building,
126-A/9, New Colony,
Tuticorin, License No.9

Page 5 of 13



W.P.(MD)No.218 of 2015

Urani Salt Factor,
Tuticorin.

... Petitioner

Vs.

1.Union of India,
Rep by the Deputy Secretary to the Government,
Ministry of Industry and Commerce,
Department of Industrial Policy and
Promotion (Salt Section)
Udhyog Bhawan, New Delhi.

2.Salt Commissioner,
LavanBhawan, 2-A, Lavan Marg,
Jhalana Doongri,
Jaipura 302004.

3.Deputy Salt Commissioner,
26, Haddows Road, Shastri Bhavan,
Chennai 600 006.

4.The Salt Factory Officer,
Urani Salt Factory,
Tuticorin,
Tuticorin District.

... Respondents

PRAYER : Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Certiorarified Mandamus, calling for the records comprised in the GO, dated 09.10.2013 and numbered 04014/1/2012-salt, passed by the 1st respondent, insofar as it relates to renewal of leases, and quash the same and consequently direct the 1st respondent to continue to renew the lease of the petitioner on such conditions as may be agreed upon by the petitioner.



W.P.(MD)No.218 of 2015

WEB COPY

For Petitioner :Mr.P.Santhosh Kumar
For Respondents :Mr.D.Saravanan
Central Government Standing Counsel

W.P.(MD).No.17000 of 2018

Thoothukudi Minor Lessee Salt Manufacturer
Association,
Rep by its President,
P.Ponnulingam,
S/o.Ponnaiah Nadar,
License No.42, Sevandakulam Salt Factory,
D.No.67/1, Dhamodharan Nagar,
Thoothukudi 628 003.

... Petitioner

Vs.

1.Union of India,
Rep by the Deputy Secretary to the Government,
Ministry of Industry and Commerce,
Department of Industrial Policy and
Promotion (Salt Section)
Udhyog Bhawan, New Delhi.

2.The Salt Commissioner,
LavanBhawan, 2-A, Lavan Marg,
Jhalana Doongri,
Jaipur 302004.

3.The Deputy Salt Commissioner,
26, Haddows Road, Shastri Bhavan,
Chennai 600 006.

... Respondents



W.P.(MD)No.218 of 2015

PRAYER : Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Certiorarified Mandamus, calling for the records relating to impugned Government Notification dated 09.10.2013 and numbered in 04014/1/2012 Salt passed by the 1st respondent insofar as relates to renewal of leases and quash the same and consequently direct the 1st respondent to continue to renew the lease of the petitioner on such conditions as may be agreed upon by the petitioner.

For Petitioner :Mr.P.Santhosh Kumar
For Respondents :Ms.L.Victoria Gowri
Additional Solicitor General of India

W.P.(MD).No.19586 of 2018

A.Sivaji

... Petitioner

Vs.

1.Union of India,
Rep by the Deputy Secretary to the Government,
Ministry of Industry and Commerce,
Department of Industrial Policy and
Promotion (Salt Section)
Udhyog Bhawan, New Delhi.

2.Salt Commissioner,
LavanBhawan, 2-A, Lavan Marg,
Jhalana Doongri,
Jaipur 302004.

3.Deputy Salt Commissioner,
26, Haddows Road, Shastri Bhavan,



W.P.(MD)No.218 of 2015

WEB COPY

Chennai 600 006.

... Respondents

PRAYER : Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Certiorarified Mandamus, calling for the records comprised in the GO, dated 09.10.2013 and numbered 04014/1/2012-salt, passed by the 1st respondent, insofar as it relates to renewal of leases, and quash the same and consequently direct the 1st respondent to continue to renew the lease of the petitioner on such conditions as may be agreed upon by the petitioner.

For Petitioner :Mr.P.Santhosh Kumar
For Respondents :Ms.L.Victoria Gowri
Additional Solicitor General of India

W.P.(MD).No.19587 of 2018

M.Murugesan

... Petitioner

Vs.

1.Union of India,
Rep by the Deputy Secretary to the Government,
Ministry of Industry and Commerce,
Department of Industrial Policy and
Promotion (Salt Section)
Udhyog Bhawan, New Delhi.

2.Salt Commissioner,
LavanBhawan, 2-A, Lavan Marg,
Jhalana Doongri,
Jaipura 302004.



W.P.(MD)No.218 of 2015

3. Deputy Salt Commissioner,
26, Haddows Road, Shastri Bhavan,
Chennai 600 006.

... Respondents

PRAYER : Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Certiorarified Mandamus, calling for the records comprised in the GO, dated 09.10.2013 and numbered 04014/1/2012-salt, passed by the 1st respondent, insofar as it relates to renewal of leases, and quash the same and consequently direct the 1st respondent to continue to renew the lease of the petitioner on such conditions as may be agreed upon by the petitioner.

For Petitioner :Mr.P.Santhosh Kumar
For Respondents :Ms.L.Victoria Gowri
Additional Solicitor General of India

ORDER

These writ petitions have been filed seeking to quash the Gazette notification dated 09.10.2013, insofar as it modifies the earlier resolution to only lease the Government land for salt manufacturer for a period of 20 years by invitation of tender and also resolving to renew the lease.



W.P.(MD)No.218 of 2015

WEB COPY

2.The issue in these writ petitions is squarely covered by the judgment of this Court in a batch of writ petitions in W.P.Nos.34859 of 2013 etc.,.

3.In view of the same, there is no necessity to make any adjudication further in these writ petitions. Following the judgement stated supra, these writ petitions are dismissed. No costs. Consequently, connected miscellaneous petitions are closed.

21.12.2022

Index : Yes / No
Speaking Order/Non Speaking Order
sbn



W.P.(MD)No.218 of 2015

To

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1. The Deputy Secretary to the Government,
Union of India,
Ministry of Industry and Commerce,
Department of Industrial Policy and Promotion (Salt Section)
Udhyog Bhawan, New Delhi.
2. Salt Commissioner,
Lavan Bhawan, 2-A, Lavan Marg,
Jhalana Doongri,
Jaipura 302004.
3. Deputy Salt Commissioner,
26, Haddows Road, Shastri Bhavan,
Chennai 600 006.
4. The Salt Factory Officer,
Urani Salt Factory,
Tuticorin,
Tuticorin District.



WEB COPY



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K.KUMARESH BABU, J.

sbn

W.P.(MD)Nos.218, 15465 of 2015, 18937, 21272 of 2017, 15121, 17000,
19586 & 19587 of 2018
and
M.P.(MD).Nos. 1 & 2, 1 & 2 of 2015
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14992, 14993, 17359 to 19362 of 2018

21.12.2022