

W.P.(MD) No.3471 of 2017

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 13.09.2022

CORAM:

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

W.P.(MD) No.3471 of 2017

M.Rajendran

... Petitioner

-vs-

- 1.The Chief Secretary
Government of Tamil Nadu
Fort St.George
Chennai-600 009
- 2.The Member Secretary
State Level Environmental Impact
Assessment Authority, Tamil Nadu
3rd Floor, Panagal Maligai
No.1, Jeenis Road
Saidapet, Chennai-15
- 3.The Secretary
Industries Department
Fort St.George
Chennai-600 009
- 4.The Secretary
Finance Department
Fort St.George

Chennai-600 009

5.The Secretary
Revenue Department
Fort St.George
Chennai-620 009

6.The Secretary
Public Works Department
Fort St.George
Chennai-600 009

7.The Director
Department of Geology and Mines
Guindy, Chennai-600 025

8.The Commissioner of Geology and Mining
Guindy, Chennai-600 032

9.The Principal Chief Engineer and Chief Engineer
Water Resources Department
Public Works Department
Chennai-600 005

10.The Commissioner
Revenue Administration Disaster
Management and Mitigation Department
Chepauk, Chennai-600 005

11.The District Collector
Collectorate, Karur District
Karur

12.The District Collector
Collectorate, Karur District
Karur

13.The Executive Engineer
P.W.D.RC Division, Trichy-1

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus

- i) to frame strict guidelines, to purchase the river sand, directly from the PWD authorities at the quarrying site itself against the sanctioned plan of his proposed building in the State of Tamil Nadu,
- ii) to estimate and fix the maximum quantity of sand would be needed, to complete, the construction of the sanctioned plan of the building and issue the necessary transport permit etc., to the destination, where that construction is going on, through the plan sanctioning authority, by collecting the requisite price for sand, along with the instruction such as when and where the purchaser has to go for collecting the sand.
- iii) not to issue any kind of permit for the operation of stockyards for storing, processing and trading within the District limit, in which District the sand quarrying operation is directly going on by the authorities of the State of Tamil Nadu or permit the stockyard trading at

least 40K.M. away from the place of quarrying

- iv) to remove the artificial the pathways, pits and ponds which had been created during the course of mining, in the river Cauvery and Colleron, from Unniyur to Thandangorai for having a flood plain view to have a natural stream of river
- v) to implement the system of affixing holograms on transport permits as mentioned in the proceeding Re.No. 3197C02/2006 of the Commissioner of Geology and Mining dated 12.11.2010.

For Petitioner : No appearance

For Respondents : Mr.R.Ragavendran
Additional Government Pleader
for R1, R3 to R13
Mr.N.Shanmugaselvam for R2

ORDER

[Order of the Court was made by R.MAHADEVAN, J.]

When the matter was taken up for hearing, the learned Additional Government Pleader appearing for the respondents 1, 3 to 13 submitted that subsequent to the filing of this writ petition, the Government has passed G.O.

(Ms) No.4, Water Resources (I.Spl.-2) Department, dated 06.01.2022, whereby and whereunder, the petitioner's grievances have been redressed.

2. Recording the above submission of the learned Additional Government Pleader appearing for the respondents 1, 3 to 13, this writ petition is closed. No costs.

[R.M.D., J.] [J.S.N.P., J.]
13.09.2022

Index : Yes / No
Internet : Yes / No

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To:

1.The Chief Secretary,
Government of Tamil Nadu,
Fort St.George,
Chennai-600 009.

2.The Secretary,
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Fort St.George,
Chennai-600 009.

3.The Secretary,
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Fort St.George,
Chennai-600 009.

- 4.The Secretary,
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