



W.P.No.12040 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.04.2023

CORAM :

THE HON'BLE MR.T.RAJA, ACTING CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.12040 of 2023

Sathish

.. Petitioner

Vs

1. The District Collector
Krishnagiri District.
2. The District Engineer
Tamil Nadu Pollution Control Board
Hosur, Krishnagiri District.
3. The Assistant Director
Mines and Minerals Department
Office of the District Collector
Krishnagiri, Krishnagiri District.
4. The Thasildar
Soolagiri Taluk
Krishnagiri District.
5. Sarva Infra Private Limited
rep. by its Managing Director, Ravikumar
Survey No.70/1E, Midithepalli Village
Athimugam Post, Soolagiri
Krishnagiri District.

.. Respondents



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Prayer: Petition filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus directing respondents 1 to 4 to consider the petitioner's representation dated 16.1.2023 and take appropriate action against the quarry run by the fifth respondent comprised in Survey No.70/1B and 70/1C of Athimugam Village measuring an extent of 4.05.0 hectares of land situated at Soolagiri Taluk, Krishnagiri District.

For the Petitioner : Mr.K.Thiruvengadam

For the Respondents : Mr.P.Muthukumar
State Government Pleader
for respondents 1, 3 and 4

: Mr.R.Suresh Kumar
for M/s.K.M.Vijayan Associates
for 5th respondent

ORDER

(Order of the court was made by the Hon'ble Acting Chief Justice)

Sathish, son of Kothandaramaiah, a resident of Venkateshapuram Village, Soolagiri Taluk, Krishnagiri District, has filed this writ petition seeking issuance of a writ of mandamus to direct respondents 1 to 4 to consider the petitioner's representation dated 16.1.2023 and take appropriate action against the quarry run by the fifth respondent in Survey Nos.70/1B and 70/1C of



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Athimugam Village, measuring an extent of 4.05.0 hectares of land situate at Soolagiri Taluk, Krishnagiri District.

2. Mr.K.Thiruvengadam, learned counsel for the petitioner, would submit that the fifth respondent has started quarrying activities in Survey Nos.70/1B and 70/1C of Athimugam Village, in a land adjacent to the petitioner's land, without any valid licence from the authorities concerned. It is further submitted that though the original lease period for quarrying lapsed long back, without renewing the same, the fifth respondent is continuing mining activities in the land in question. Ventilating his grievance, the petitioner has also sent a representation on 16.1.2023 to respondents 1 to 4. As the said representation did not evoke any response, the petitioner has been advised to file this writ petition.

3. Although the petitioner has averred that the lease granted in favour of the fifth respondent expired long back, no shred of material has been produced by the petitioner to show on which date lease was granted in favour of the fifth respondent; the details of



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the lease period; and, the date on which the lease period expired.

On the basis of vague assertions and baseless allegations not supported by any material, this court cannot entertain the writ petition.

For the foregoing reasons, the writ petition is dismissed.

There will be no order as to costs.

(T.R., ACJ.) (D.B.C., J.)
20.04.2023

Index : No
Neutral Citation : No
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To:

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THE HON'BLE ACTING CHIEF JUSTICE
AND
D.BHARATHA CHAKRAVARTHY, J.

(sasi)

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