



W.P(MD)No.19416 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 12.10.2023

CORAM

**THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN
AND
THE HONOURABLE MR.JUSTICE B.PUGALENDHI**

W.P(MD)No.19416 of 2023

and

W.M.P.(MD)Nos.16057, 16060 and 16061 of 2023

1.P.Sathish Kumar

2.S.Sundaraiah

... Petitioners

Vs.

1.The District Collector,
Tenkasi District,
Tenkasi..

2.The Assistant Director,
Geology and Mining,
Tenkasi District,
Tenkasi.

3.The State Level Environment,
Impact Assessment Authority,
Tamil Nadu.

4.The Revenue Divisional Officer,
TV Salai, Sankarankovil,
Tenkasi District.



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5.Premkumar

... Respondents

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Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, calling for the records in related to the impugned order in R.C.No.M1/36678/2017 dated 07.09.2020 issued by the 2nd respondent and quash the same and consequently to direct the respondents 1 to 5 to restore the mountain spring from North - Western side to South - Eastern side in Survey Nos.428 and 429, situated in Ariyur Village, Sivagiri Taluk, Tenkasi District, and to restore the free flow of Ariyur hill - Thonugalkulam water stream network originating from Ariyur hill, in S. No.467 with an extent of 777 Acres situated at Ariyur Panchayat, Sivagiri Taluk, Vadakkupudhur, Sankarankovil, Tenkasi District.

For Petitioners : Mr.T.Mohan, Senior Counsel,
For Mr.G.Mutharasu

For Respondents : Mr.K.Balasubramani,
Spl. Govt. Pleader for R1, R2 & R4.
Mr.N.Dilipkumar for R3.
Mr.S.Ramesh for R5

ORDER

Heard both sides.



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2.This writ petition is closed with liberty to the petitioners herein to pursue their remedy in the pending review application. (W.M.P.(MD)No.18553 of 2023 in Rev.Apl.W.(MD)No.SR65159 of 2023). No costs. Consequently, connected miscellaneous petitions are closed.

**(G.R.S.J.) & (B.P.J.)
12.10.2023**

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No
ias

To:-

- 1.The District Collector,
Tenkasi District,
Tenkasi..
- 2.The Assistant Director,
Geology and Mining,
Tenkasi District,
Tenkasi.
- 3.The Revenue Divisional Officer,
TV Salai, Sankarankovil,
Tenkasi District.



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**G.R.SWAMINATHAN, J.
and
B.PUGALENDHI, J.**

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**12.10.2023
(2/2)**