



W.P.(MD)No.10945 of 2015

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 08.09.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.10945 of 2015

and

W.M.P(MD)Nos.1, 2 & 3 of 2015

Thambidurai

... Petitioner

Vs.

1.The Chief Engineer,
Water Resources Department,
State Ground and Surface
Water Resources Data Center,
Tharamani,
Chennai - 113.

2.The District Collector,
Thoothukudi District,
Thoothukudi.

3.The Superintendent Engineer,
Public Works Department,
Water Resources Management,
Tirunelveli.

4.The Executive Engineer,
Water Resources Department,
State Ground and Surface
Water Resources Data Center,
Tharamani,
Chennai 113.

... Respondents



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Prayer: Writ petition is filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, to call for the records pertaining the Impugned Order passed by the first respondent in Lr.No. OT9/DD/(G)/NOC/2014 dated 26.11.2014 and quash the same and consequently direct the first respondent grant permission to petitioner for taking water and supply to the institutions from the bore well situated land in SF.No.84B/2 situated at Keelavalanadu Village, Srivaikundam Taluk, Thoothukudi District, within the time frame fixed by this Court.

For Petitioner : Mr.S.Gokul Raj

For Respondents : Mr.S.Shanmugavel,
Additional Government Pleader

ORDER

The petitioner applied to the first respondent seeking permission to commercially tap the ground water resources. By the communication dated 26.11.2014, the petitioner's request was rejected. Challenging the same, the present writ petition has been filed.

2. The impugned communication reads as follows :

“Your application for grant of NOC cannot be considered since the request is for sale of groundwater which is unauthorized and without



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4. This writ petition is allowed accordingly. There shall be no order as to costs. Consequently, connected miscellaneous petitions are closed.

08.09.2023

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
MGA

To

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Chennai 113.

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Thoothukudi.

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G.R.SWAMINATHAN,J.

MGA

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