



W.P.No.10269 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.04.2024

CORAM :

THE HON'BLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE J.SATHYA NARAYANA PRASAD

W.P.No.10269 of 2024

M.Palaniyandi

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Petitioner

Vs.

1. The District Collector
O/o. The District Collector @ Perambalur
Perambalur District.
2. The Block Development Officer
Alathur, Perambalur District.
3. The Thasildar
Alathur Taluk, Perambalur District.
4. The Chief Engineer
Public Works Department
Thuraimangalam, Perambalur District.
5. The Village Administrative Officer
Thuraimangalam, Perambalur District.
6. Kalaiyarasan
Panchayat President
Kaarai Village, Alathur Taluk
Perambalur District.

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Respondents



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Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus, directing the respondents 1 to 5 herein to prevent the illegal activities of the 6th respondent extracting the soil illegally from the waterbody namely "Kaarai Eri" in S.No.45 situated at Kaarai Revenue Village, Alathur Taluk, Perambalur District and to take necessary action against the 6th respondent.

For the Petitioner : Mr.C.Samivel

For the Respondents : Mr.C.Kathiravan
Special Government Pleader
for R1 to R5

ORDER

(Made by the Hon'ble Chief Justice)

Heard Mr.C.Samivel, learned counsel for the petitioner and Mr.C.Kathiravan, learned Special Government Pleader for respondents 1 to 5.

2. Learned counsel for the petitioner submits that the sixth respondent is illegally excavating soil from the lake. Representation is given by the petitioner, however, to no avail. Photographs are filed on record to show that the soil is excavated in large quantities.



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3. Learned Special Government Pleader submits that on 04.03.2024, the Executive Engineer, Water Resource Department, has recommended to the District Collector for granting permission to quarry from the subject site, however, the District Collector, till today, has not granted permission.

4. Without obtaining permission, no soil can be quarried. The respondent Authorities shall look into the representation filed by the petitioner and decide the same, in accordance with law, preferably within a period of six weeks.

5. The writ petition, accordingly, stands disposed of. There shall be no orders as to costs.

(S.V.G., CJ.) (J.S.N.P., J.)
17.04.2024

Index : Yes/No
Neutral Citation : Yes/No

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THE HON'BLE CHIEF JUSTICE
AND
J.SATHYA NARAYANA PRASAD, J.

(drm)

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