



WEB COPY



W.P. No.18223 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.07.2024

CORAM :

THE HON'BLE MR.R.MAHADEVAN, ACTING CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE MOHAMMED SHAFFIQ

W.P. No.18223/2024 and W.M.P. Nos.20008, 20010 & 20014/2024

S. Vinayagamoorthy

Petitioner

v

- 1 The State of Tamil Nadu
represented by its Principal Secretary to Government
Public Works & Water Resource Department
Secretariat
Chennai 600 009
- 2 The District Collector
Thiruvallur District
Thiruvallur
- 3 The Chief Engineer
Water Resource Department (WRO)
Government of Tamil Nadu
Chepauk, Chennai 600 005
- 4 The Executive Engineer
Water Resources Department
Kosasthaliyaar Division
Thiruvallur 602 001
Thiruvallur District



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- 5 The Assistant Director
Geology & Mining
Thiruvallur
Thiruvallur District
- 6 The Revenue Divisional Officer
Thiruvallur Revenue Division
Thiruvallur
Thiruvallur District
- 7 The Tahsildar
Chairman
Taluk Level Monitoring Committee
Thiruvallur
Thiruvallur District
- 8 The Project Director
National Highways Authority of India
Guindy
Chennai 600 032
- 9 EKK Infrastructure Limited
No.16, Dharmaraja Koil Street
Chindatripet
Chennai 600 002

Respondents

Writ Petition filed under Article 226 of the Constitution of India seeking a writ of certiorafified mandamus calling for the records of the order dated 11.03.2024 in Na.Ka.No.373/2023/Mines.2 passed by the second respondent and quash the same and consequently, forbear the respondents 1 to 8 from granting any permission to



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excavate the lake situated in Survey No.312 (part) situated at Ayathur Village, Thiruvallur Taluk and District by considering the objections of villagers dated 22.05.2024.

For petitioner Mr. M.R. Jothimanian

For RR 1 to 7 Mr. E. Vijay Anand

For R8 Mr. Su. Srinivasan

ORDER

(Made by the Hon'ble Acting Chief Justice)

This writ petition has been filed seeking quashment of the order dated 11.03.2024 passed by the second respondent in and by which permission was granted to the ninth respondent for excavation of sand from the lake in S.No.312 (part), Ayathur Village, Thiruvallur Taluk and District, and to forbear the respondents 1 to 8 from granting any permission for excavation of sand from the said lake, by considering the objections dated 22.05.2024 of the villagers.



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2. Heard Mr. M.R. Jothimanian, learned counsel for the petitioner, Mr. E. Vijay Anand, learned Additional Government Pleader for respondents 1 to 7 and Mr. Su. Srinivasan, learned counsel for the eighth respondent.

3. Mr. E. Vijay Anand, learned Additional Government Pleader, on instructions, submitted that initially, after affording an opportunity to the petitioner, an inspection would be conducted within a period of six weeks, and if any violation is found, appropriate action would be taken.

Recording the aforesaid submission of the learned Additional Government Pleader, this writ petition stands disposed of. No costs. Connected W.M.Ps. are closed.

(R.M.D., A.C.J.) (M.S.Q., J.)
04.07.2024

Index : Yes/No
NC : Yes/No
cad



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