



W.P.No.27376 of 2021

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.09.2024

CORAM:

**THE HONOURABLE MR.JUSTICE M.DHANDAPANI**

W.P.No.27376 of 2021

and

W.M.P. No. 28894 of 2021

Aruna Blue Metals (M.Sand & P.Sand),  
Rep.by its Managing Partner, K. Senthil Kumar,  
S.F. No.275, Thiruneermalai Village,  
Pallavaram Taluk,  
Kancheepuram District.

... Petitioner

Versus

1.The Collector,  
Kancheepuram,  
Kancheepuram District.

2.The Assistant Director of Geology & Mining,  
O/o. The Collector,  
Kancheepuram.

3.The Collector,  
Chengalpattu,  
Chengalpattu District.

4.The Assistant Director of Geology & Mining,  
O/o. The Collector,  
Chengalpattu.

... Respondents

**Prayer:** Writ Petition is filed under Article 226 of the Constitution of India



W.P.No.27376 of 2021

for issuance of a Writ of Mandamus, to forbear the respondents from in any way interfering in any manner with the petitioners right to manufacture and to produce / to process C.S.Sand in Consonance with the policy of the Government and at par with the standard / Specification along with the conditions imposed by the PWD Authorities in their certificate of product of Approval so as to transport or sale of the processed / pulverized M-Sand, P- Sand as well as slit either in bulk or in bag to the place of its customers / Purchasers from the manufacturing unit / Godown of the Petitioner, comprised in S.F.No. 275 Thiruneermalai Village, Pallavaram Taluk, Kancheepuram District.

For Petitioner : Mr. C.P. Arivudainambi

For Respondents : Mr. L.S.M. Hasan Fizal,  
Additional Government Pleader.

### **ORDER**

The petitioner is seeking a Writ of Mandamus to forbear the respondents from insisting the petitioner or their customers/purchasers on transit passes/transport permits for transporting M-Sand & P-Sand; allow the petitioner to transport their processed minerals/sand without any additional documents, and ensuring that their business operations run smoothly.

2. The facts of the case are that The petitioner is engaged in



W.P.No.27376 of 2021

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manufacturing/producing crushed stone sand, commercially known as M-Sand and P-Sand at their manufacturing unit/godown is situated in S.F.No.275, in Thiruneermalai Village Pallavaram Taluk, Kancheepuram District after obtaining necessary certificates from the Public Works Department (PWD). According to the petitioner, he has invested heavily in producing M-Sand and P-Sand. However, the respondents official frequently interfere with the petitioner's business, demanding and insisting valid permits from the petitioner/customers/purchasers to transport the sand. Aggrieved by the same, the present writ petition is filed.

3. Heard the learned counsel for the petitioner as well as the learned counsel appearing for the respondents.

4. According to the Tamil Nadu Prevention of illegal Mining and Transportation and Storage of Minerals and Mineral Dealers Rules, 2011, transporting sand requires permission. As per Rule 18 of the said rule, without having valid permission, transporting sand will be in violation of permit conditions. Hence, this Court feels that the prayer sought in this writ petition is liable to be dismissed.



W.P.No.27376 of 2021

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5. Accordingly, the Writ Petition is dismissed without any order as to costs. consequently, the connected miscellaneous petition is also closed.

**20.09.2024**

Index: Yes/No

Internet: Yes/No

Speaking/Non-Speaking order

klt

To

- 1.The Collector,  
Kancheepuram, Kancheepuram District.
- 2.The Assistant Director of Geology & Mining,  
O/o. The Collector, Kancheepuram.
- 3.The Collector,  
Chengalpattu, Chengalpattu District.
- 4.The Assistant Director of Geology & Mining,  
O/o. The Collector, Chengalpattu.



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W.P.No.27376 of 2021

**M.DHANDAPANI, J.,**

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W.P.No.27376 of 2021  
and  
W.M.P.No.28894 of 2021

**20.09.2024**