WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 11.03.2024

CORAM:

THE HONOURABLE MR.JUSTICE D. KRISHNAKUMAR
and
THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR

W.P(MD)No.4984 of 2009
and
M.P(MD)No.1 of 2009

R.Palanivelu,
Secretary,
Ex. Mill Workers Employees Welfare Union,
Shri Meenakshi Mills Limited,
Affiliated to All India Trade Union Congress,
Represented by its Secretary,
R.Palanivelu ... Petitioner

vs.

1.The Government of Tamil Nadu,
Represented by the Chief Secretary,
Fort St. George,
Chennai.

2.The Secretary,
Revenue Department,
Fort St. George,
Chennai.

3.The Director / Commissioner,
Land Reforms Department,
Fort St. George,
Chennai.

https://www.mhc.tn.gov.in/judis

WEB COPY

4.The Assistant Commissioner,
Land Reforms Department,
Madurai – 2.

5.The District Collector,
Madurai District,
Madurai.

6.The District Revenue Officer,
Madurai District,
Madurai.

7.Gujarat Heavy Chemicals Limited,
Unit Sri Meenakshi Mills Limited,
Dindigul Road,
Paravai,
Madurai District. ... Respondents

PRAYER : Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus, directing the respondent No.1 to cancel the permission granted to the respondent No.7's unit the erstwhile Madurai Shri Meenakshi Mills Private Limited to hold land in Survey Nos.20B-3, 20B/8, 20B-10, 20B-11, 20B/12, 20B-13, 20B/15, 20B-16, 21-1, 22-1, 22-2A, 23B-1A1, 23B/1C, 23B/7, 23B/2A, 23B/4A, 23B/6B, 23B/8, 23B/9, 24B/2, 25B/1B, 25B/2, 3B/1, 3B/4, 3B/5, 3B/6, 26B/1B, 27/1, 27/2, 28/1, 28/2, 28/3, 29/1, 29/2, 29/3, 29/4, 29/5, 29/6, 29/7, 30/1, 30/2, 30/3, 30/4, 30/5, 30/6, 30/7, 30/8, 31/2A, 31/3A, 31/4, 31/5, 31/6, 31/7, 152/1, 149/2, 149/8, 150/2B in Madakulam village and R.S.No. 1B.3 in Ponmeni Village and 25/1B, 25/4, 25/5, 25/6, 25/7A, 27/7B, 27/1A, 27/4A, 27/4A2, 31/1, 33/1, 33/2, 40/1, 41/2A1A Wet, 41/2A1B, 41/2A2B, 41/2A2B6B3, 41/3, 41/4, 41/5A, 41/5B, 41/6A, 41/7A, 41/7B, 41/1A, 42/1,

https://www.mhc.tn.gov.in/judis

WEB COPY

42/2, 42/3, 42/4, 42/5, 42/6, 42/7, 42/8B, 42/9, 42/10, 42/11A1A, 42/11A1B, 42/11A2, 42/11B, 42/11D, 42/12, 42/13A, 42/13D1A, 42/13B2, 43/1, 43/2, 43/5, 43/6, 43/6A, 43/6B, 43/7, 43/8A, 43/8B, 45/2, 45/3A, 45/3B1, 45/3B2, 45/4, 45/5, 45/6, 45/7, 45/8, 45/9, 45/10, 47/3, 47/4, 47/5, 47/6A, 47/7, 47/A1A2, 47/8A1B, 47/9 in Thirupparankundram Village in Madurai District, under Section 37A of the Tamil Nadu Land Reforms (Fixation of Ceiling on Land) Act, 1961 and to consequently deal with the said land in accordance with the provisions of the Tamil Nadu Land Reforms (Fixation of Ceiling on Land) Act, 1961, Rules.

For Petitioner : Mr.P.Vetrivel
for Mr.T.Lajapathi Roy

For Respondent Nos.1 to 6 : Mr.T.Amjadkhan
Government Advocate

For Respondent No.7 : Mr.M.Sridhar

ORDER

(Order of the Court was made by D. KRISHNAKUMAR, J.)

The learned counsel appearing for the petitioner would submit that the petitioner is no more and the notice sent to the Union has been returned and the said Union has become defunct and reported 'no instructions'.

https://www.mhc.tn.gov.in/judis

WEB COPY

2.In such circumstances, despite several opportunities have been granted to the learned counsel for the petitioner for substituting any other representative of the Union, the learned counsel is not in a position to substitute any other representative of the Union. Thus, it is clear and evident that the petitioner is not interested in prosecuting the case and hence, this Court has no other option except to dismiss this Writ Petition for non-prosecution.

3.In view of the above, this Writ Petition is dismissed for non-prosecution. No costs. Consequently, connected Miscellaneous Petition is closed.

[D.K.K.,J.] [R.V.,J.]
11.03.2024

NCC : Yes / No
Index : Yes / No
ps

https://www.mhc.tn.gov.in/judis

WEB COPY

To

1.The Chief Secretary,
Fort St. George,
Chennai.

2.The Secretary,
Revenue Department,
Fort St. George,
Chennai.

3.The Director / Commissioner,
Land Reforms Department,
Fort St. George,
Chennai.

4.The Assistant Commissioner,
Land Reforms Department,
Madurai – 2.

5.The District Collector,
Madurai District,
Madurai.

6.The District Revenue Officer,
Madurai District,
Madurai.

7.Gujarat Heavy Chemicals Limited,
Unit Sri Meenakshi Mills Limited,
Dindigul Road,
Paravai,
Madurai District.

https://www.mhc.tn.gov.in/judis

WEB COPY

D. KRISHNAKUMAR,J.
and
R.VIJAYAKUMAR,J.

ps

ORDER MADE IN
W.P(MD)No.4984 of 2009

DATED : 11.03.2024

https://www.mhc.tn.gov.in/judis