



W.A.(MD) No.247 of 2020

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 06.11.2024

CORAM:

**THE HONOURABLE MR.JUSTICE RMT.TEEKAA RAMAN
and
THE HONOURABLE MR.JUSTICE N.SENTHILKUMAR**

W.A.(MD) No.247 of 2020

and

C.M.P.(MD) No.1647 of 2020

1.The Superintendent of Police
Dindigul District

2.The Deputy Superintendent of Police
Kodaikanal
Dindigul District

3.The Inspector of Police
Kodaikanal Police Station
Kodaikanal
Dindigul District

... Appellants

-vs-

Club India Resorts and
Metro Hotels Private Limited
rep.by its Director
Bodhee Satvikanath Raju
Son of Raju
Poomparai Village
Kodaikanal Taluk
Dindigul District

... Respondent



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Writ Appeal filed under Clause 15 of Letters Patent to set aside the order, dated 11.02.2020, passed in W.P.(MD) No.2376 of 2020, on the file of this Court.

For Appellants : Ms.D.Farjana Ghoushia
Special Government Pleader

For Respondent : No appearance

J U D G M E N T

[Judgment of the Court was made by RMT.TEEKAA RAMAN, J.]

The respondent – resort herein filed the writ petition in W.P.(MD) No.2376 of 2020, challenging the order dated 29.01.2020, passed by the third appellant herein, rejecting its request for conducting a cultural event scheduled to be conducted from 13.02.2020 to 16.02.2020 in their resort and to forbear the appellants herein from in anyway interfering with its right to conduct the cultural event.



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2. The learned Single Judge, by order dated 11.02.2020, disposed of the said writ petition by setting aside the order impugned therein, and by issuing certain directions. Challenging the same, the official respondents in the writ petition have filed this writ appeal.

3. At the outset, it is to be noted that the period during which the cultural event sought to be conducted has already expired and therefore, nothing survives for consideration in this writ appeal at this distance of time.

4. However, we are of the view that the learned Single Judge has issued certain directions, while disposing of the writ petition, as a regulatory measure. The main grievance of the appellants is that the place in which the cultural event sought to be conducted is in the forest land and therefore, conducting a cultural event in the forest land is in violation of the provisions of Wild Life (Protection) Act, 1972 as well as the Forest Conservation Act, 1980. Hence, it is made clear that the order dated 11.02.2020, passed by the learned Single Judge in W.P.(MD) No.2376 of 2020, shall not be cited as a precedent in any other cases. Excepting for that, we are not expressing any opinion on the conditions imposed therein.



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5. Accordingly, this writ appeal is disposed of. No costs.

Consequently, connected miscellaneous petition is closed.

[T.K.R., J.] [N.S., J.]

06.11.2024

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

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To:

- 1.The Superintendent of Police,
Dindigul District.
- 2.The Deputy Superintendent of Police,
Kodaikanal,
Dindigul District.
- 3.The Inspector of Police,
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Kodaikanal,
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