



*W.P.(MD)No.25204 of 2023*

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 14.03.2024

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**THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN**

and

**THE HONOURABLE MR.JUSTICE B.PUGALENDHI**

W.P(MD)No.25204 of 2023

T.Baskaran

... Petitioner

Vs.

- 1.The District Collector,  
District Collector Office,  
Sivagangai District.
- 2.The Assistant Director,  
Tamil Nadu Mines and Minerals,  
District Collector Office,  
Sivagangai District.
- 3.The Revenue Divisional Officer,  
Revenue Divisional Office,  
Opposite LIC Office,  
Sivagangai District.
- 4.The Superintendent of Police,  
Sivagangai Police Station,  
Sivagangai District.
- 5.The Inspector of Police,  
Sivagangai Taluk Police Station,  
Sivagangai District.



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6.The Sub Inspector of Police,  
Mathagupatti Police Station,  
Sivagangai Taluk & District.

7.The Tahsildar,  
Tahsildar Taluk Office,  
Sivagangai District.

8.Murugan

9.Muthu

10.Sethuraman

11.Ramakrishnan

12.Kamalahasan

13.Arunmozhi

14.Ganesan

... Respondents

**Prayer:** Writ Petition filed under Article 226 of Constitution of India, to issue a Writ of Mandamus, to direct the Official Respondents to initiate action as against Private Respondents 8 to 14 and concern responsible officials for doing illegal Mining Activities in SF.No.1/4 and SF.No.247 water body Aathappan Enthal in the light of the judgments in WP (MD) No.14341 of 2022, WP (MD) No.19936 of 2017, G.O.Ms.No.62/Home Prohibition and Excise (XVI) Department dated 01.10.2018, G.O.Ms.No.170 Industries (MMC2) Department dated 05.08.2020.



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For Petitioner : Mr.K.Balasundaram  
Senior Counsel  
for M/s.KBS Law Office

For Respondents : Mr.R.Baskaran  
Additional Advocate General  
assisted by  
Mr.V.Nirmal Kumar  
Government Advocate for R1, R2, R3 & R7

: Mr.A.Albert James  
Government Advocate (crl.side)  
for R4, R5 & R6

: Mr.Ajmal Khan  
Senior Counsel  
for M/s.Ajmal Associates for R8

### **ORDER**

Heard the learned senior counsel appearing for the petitioner and the learned Additional Advocate General appearing for the respondents 1, 2, 3 & 7 and the learned Government Advocate (crl.side) appearing for the respondents 4, 5 & 6.

2. The petitioner wants action to be initiated for illegal mining activities. Our attention is drawn to the communication dated 31.07.2023 sent by the District Collector, Sivagangai to the Revenue Divisional Officer, Sivagangai. In this regard, it is stated that Crime No.225 of 2023 was registered on the file of the Mathagupatti Police Station for the offences under Sections 379 of IPC & 21(4) of MMDR Act.



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3. We direct the fifth respondent to conduct investigation and file final report as expeditiously as possible. The Writ Petition is disposed of. No costs.

**[G.R.S., J.] [B.P., J.]**  
**14.03.2024**

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

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**G.R.SWAMINATHAN, J**  
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