



W.P(MD)No.28718 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :20.03.2024

CORAM:

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

W.P(MD)No.28718 of 2023

and

W.M.P(MD)No.24764 of 2023

Nesammal

... Petitioner

vs.

- 1 The District Collector,
Kanyakumari District,
Collectorate at Nagercoil.
- 2 The District Environmental Engineer,
Tamil Nadu Pollution Control Board,
No.318/46-A, Water Tank Road,
Nagercoil,
Kanyakumari District.
- 3 The Deputy Director of Health Services,
Krishnankoil Road,
Mela Therukarai,
Nagercoil - 629 001,
Kanyakumari District.
- 4 The Tahsildar
Vilavancode Taluk,
Kanyakumari District.
- 5 The Executive Officer,
Killiyoor Town Panchayat,
Killiyoor Taluk,
Kanyakumari District.
- 6 The Inspector of Police,
Pudukadai Police Station,
Kanyakumari District.



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7 The Station Officer,
Department of Fire and Rescue,
Kulithurai,
Kanyakumari District.

8 V.Goshia

9 Franklin Kishore

... Respondents

PRAYER : Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus forbearing the respondents 1 to 5 from permitting the respondents 8 and 9 from running the hallow Bricks Manufacturing Unit at Survey No.41/10 and 25 at Neduvilai Killiyoor Village Killiyoor Taluk, Kanyakumari District except under due process of law.

For Petitioner	: Mr.V.Sasi Kumar,
For R-1 & R-3 to R-5 & R-7	: Mr.N.Satheesh Kumar, Additional Government Pleader
For R-6	: Mr.S.S.Madhavan, Government Advocate(Crl. Side)
For R-8	: Mr.T.Selvakumaran

ORDER

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

The petitioner has filed this writ petition seeking for issuance of a Writ of Mandamus, forbearing the respondents 1 to 5 from permitting the respondents 8 and 9 from running the Hallow Bricks Manufacturing Unit at Survey No.41/10 and 25 at Neduvilai Killiyoor Village, Killiyoor Taluk, Kanyakumari District except under due process of law.



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2. When the matter is taken up for hearing today, the learned Additional Government Pleader appearing for official respondents has produced a copy of the order passed by this Court, dated 22.01.2024, made in W.P(MD)No.1093 of 2024, wherein this Court confirmed the order passed by the Executive Officer cancelling the licence granted to the eighth respondent for running the Hallow Block Manufacturing Unit and dismissed the writ petition filed by the eighth respondent.

3. In view of the above, the prayer sought for by the petitioner in this writ petition has become infructuous. Hence, this writ petition stands dismissed as infructuous. No Costs. Consequently, connected Miscellaneous Petition is closed.

[D.K.K.,J.]

[R.V.,J.]

20.03.2024

NCC : Yes / No
Index : Yes / No
PM



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

PM

ORDER MADE IN
W.P(MD)No.28718 of 2023

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