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W.P.No.13489 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17.11.2025

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THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P.No.13489 of 2024

And

W.M.P.Nos.14655 and 14658 of 2024

A.Josephraj

... Petitioner

Vs.

- 1 THE ADDITIONAL CHIEF SECRETARY TO GOVERNMENT
NATURAL RESOURCES (MMC.2) DEPARTMENT,
FORT ST.GEORGE,
CHENNAI – 600 009.
- 2 THE DIRECTOR OF MINES AND GEOLOGY,
GUINDY,
CHENNAI – 600 032.
- 3 THE DISTRICT COLLECTOR,
DINDIGUL DISTRICT,
DINDIGUL.
- 4 THE REVENUE DIVISIONAL OFFICER
PALANI,
DINDIGUL DISTRICT.

... Respondents

Prayer:

Petition filed under Article 226 of the Constitution of India to issue a Writ of Certiorari, calling for the entire records relating to the impugned G.O. issued by the first respondent in G.O.(D).No.31 Natural Resources (MMC.2) Department, dated 13.03.2024 whereby



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confirming the order passed by the Director of Mines and Geology, Guindy, Chennai – 600 032 in his proceedings Na.Ka.No.14667/M.M-9/2006, dated 23.03.2018 whereby rejecting revision petition confirming the order passed by the District Collector, Dindigul in his proceedings Na.Ka.No.138/2004/(Mines), dated 09.12.2006 whereby imposing penalty of Rs.26,61,360/- and quash the same.

For Petitioner : Mr.C.Prakasam
For Respondents : Mr.Stalin Abhimanyu
Additional Government Pleader

O R D E R

This writ petition has been filed seeking issuance of Writ of Certiorari, calling for the entire records relating to the impugned G.O. issued by the first respondent in G.O.(D).No.31 Natural Resources (MMC.2) Department, dated 13.03.2024 whereby confirming the order passed by the Director of Mines and Geology, Guindy, Chennai – 600 032 in his proceedings Na.Ka.No.14667/ M.M-9/2006, dated 23.03.2018 whereby rejecting revision petition confirming the order passed by the District Collector, Dindigul in his proceedings Na.Ka.No.138/2004/(Mines), dated 09.12.2006 whereby imposing penalty of Rs.26,61,360/- and quash the same.

2.The learned counsel appearing for the petitioner submitted



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5. Heard the arguments advanced on either side and perused the materials available on record.

6. Admittedly, an extent of 1.48.0 hectares in Government Poromboke land bearing SF No.268, Vedachandhur Village and Taluk was leased out to the petitioner for a period of five years from 01.04.2000 to 31.03.2005 vide proceedings of the third respondent dated 10.03.2000 to quarry rough stone with conditions stipulated in the Tamil Nadu Minor Mineral Concessions Rules, 1959. During the course of lease period, the Tahsildar, Vedachandhur Village during the routine course of inspections found that the petitioner had quarried over and above the permitted extent and vide letter dated 20.01.2004 recommended to the Assistant Director of Geology and Mining, Dindigul for appropriate actions on the petitioner. Thereafter, the Assistant Director of Geology and Mining conducted inspection and based on his report, the fourth respondent vide proceedings dated 10.03.2005 imposed penalty of Rs.26,61,360/-

7. Aggrieved by the proceedings of the fourth respondent, the petitioner preferred appeal before the third respondent and the third



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respondent vide order dated 09.12.2006 confirmed the penalty imposed by the fourth respondent and aggrieved by the same, the petitioner approached the second respondent and the second respondent also vide order dated 23.03.2018 confirmed the penalty imposed on the petitioner and challenging the same, the petitioner approached the first respondent and the first respondent passed the impugned order confirming the penalty.

8.The original authority as well as the appellate authority including the Government have elaborately considered the issue raised by the petitioner by providing opportunity to the petitioner and the same cannot be re-agitated before this Court under Article 226 of the Constitution of India, unless the order of the respondents is perverse and this Court finds no perversity in the orders impugned in this writ petition. The writ petition is dismissed. No costs. Consequently, the connected miscellaneous petitions are closed.

17.11.2025

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Index: Yes/ No
Speaking Order: Yes/ No
NCC: Yes/ No

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