



WEB COPY



W.P. No.17269 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.05.2025

CORAM:

THE HONOURABLE MRS. JUSTICE N. MALA
AND
THE HONOURABLE MR. JUSTICE G. ARUL MURUGAN

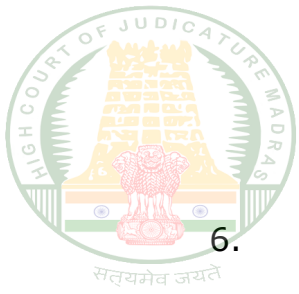
W.P.No.17269 of 2025

N. Sasikumar

Petitioner

vs.

1. The State of Tamil Nadu
represented by its Principal Secretary to Government
Department of Geology and Mining
Alandur Road
Guindy Industrial Estate
Guindy
Chennai 600 032
2. The District Collector
District Collectorate
Mayiladuthurai District
3. The Assistant Director
Department of Geology and Mining
Mayiladuthurai District
4. The Revenue Divisional Officer
Sirkazhi Taluk
Mayiladuthirai District
5. The Tahsildar
Sirkazhi Taluk
Mayiladuthurai District



W.P. No.17269 of 2025

WEB COPY

6. ARO Infratech
represented by S. Vetri, S/o Subramanian
Site Manager
No.17, Thillai Nagar
Ram Nagar
Dhevakottai
Sivagangai District 630 303

Respondents

Writ Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus directing the second respondent to consider the petitioner's representation dated 24.02.2025 and consequently, direct the third respondent to revoke the approval granted for quarrying ordinary earth and thereby, restrain the sixth respondent from establishing a sand quarry and excavating sand from lands situated in S.F.No.93/2, 93/4,93/7A and 91/15B of Keezhaiyur Village, Sirkazhi Taluk, Mayiladuthirai District over an area of 3.35.50 hectares situated close to the residential areas and the coastal line of Bay of Bengal in Vadapathi, Thenpathi and Pudhukuppam of Keezhaiyur Village, Kaveripoompattinam Village Panchayat, Sirkazhi Taluk, Mayiladuthurai District within a time frame.

For petitioner	Ms. Ra. Thejasvini for Mr. P. Dinesh Kumar
For RR 1 to 5	Mr. K. Tippu Sultan Government Advocate
For R6	Mr. Venkataswamy Babu

Page Nos.2/6



W.P. No.17269 of 2025

ORDER

(made by N. MALA, J.)

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This writ petition has been filed seeking a writ of mandamus directing the second respondent to consider the petitioner's representation dated 24.02.2025 and consequently, direct the third respondent to revoke the approval granted for quarrying ordinary earth and thereby, restrain the sixth respondent from establishing a sand quarry and excavating sand from lands situated in S.F.No.93/2, 93/4,93/7A and 91/15B of Keezhaiyur Village, Sirkazhi Taluk, Mayiladuthirai District over an area of 3.35.50 hectares situated close to the residential areas and the coastal line of Bay of Bengal in Vadapathi, Thenpathi and Pudhukuppam of Keezhaiyur Village, Kaveripoompattinam Village Panchayat, Sirkazhi Taluk, Mayiladuthurai District within a time frame.

2. Today, when the matter was taken up for hearing, learned Government Advocate appearing for respondents 1 to 5 submitted that challenging the approval granted to the sixth respondent, there is an appeal remedy before the District Collector, second respondent herein, under Rule 36-C of the Tamil Nadu Minor Mineral Concession Rules, 1959 and therefore, this writ petition is not maintainable.

Page Nos.3/6



W.P. No.17269 of 2025

WEB COPY

3. In reply, learned counsel for the petitioner submitted that the petitioner's representation dated 24.02.2025 may be directed to be treated by the official respondents as an appeal under Rule 36-C, *ibid.* and orders may be directed to be passed on the same within a time frame to be fixed by this Court.

4. Acceding to the request made by the learned counsel for the petitioner and also to meet the ends of justice, the second respondent is directed to treat the petitioner's representation dated 24.02.2025 as an appeal under Rule 36-C, *ibid.* and pass orders on the same on its own merits and in accordance with law within a period of four weeks from the date of receipt of a copy of this order.

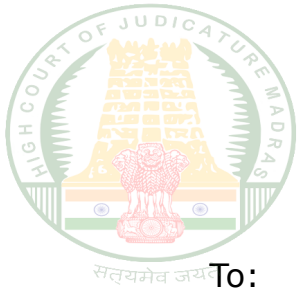
This writ petition stands disposed of with the above direction.

No costs.

(N.M., J.) (G.A.M., J.)
08.05.2025

cad/gya

Page Nos.4/6



W.P. No.17269 of 2025

To:

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WEB COPY



W.P. No.17269 of 2025

N. MALA, J.

and

G. ARUL MURUGAN, J.

cad

W.P.No.17269 of 2025

08.05.2025

Page Nos.6/6