



W.P. No.39972 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED: 25.10.2025

CORAM:

THE HON'BLE MR. JUSTICE M. DHANDAPANI

W.P. No.39972 of 2025

R. Ganesan

... Petitioner

vs.

1. Ministry of Environment,
Forest and Climate Change (MOEF)
Through the Secretary,
Indira Paryavaran Bhawan,
Jor Bagh Road,
New Delhi – 110 003.

2. State of Tamil Nadu,
Rep. by Secretary to Government,
Industries Department,
Fort. St. George,
Chennai – 600 009.

3. The Commissioner of Geology & Mining,
Thiru Vi.Ka. Industrial Estate,
Guindy,
Chennai – 600 032.

4. The District Collector,
Namakkal District,



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Namakkal.

5. The State Level Environmental -
Impact Assessment Authority (SEIAA),
Rep. by its Chairman,
3rd Floor,
Panagal Malaigai,
No.1, Jeenis Road, Saidapet,
Chennai – 600 015.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India praying to issue Writ of Certiorari to call for records of the impugned demand notice passed by the 4th respondent vide Na.Ka. No.483-18/ Kanimam/2025, dated 25.07.2025, pending the statutory appeal before the 3rd respondent, pertaining to the lease granted in favour of the petitioner, to quarry rough stone/ gravel in Survey No.297/1 over an extent of 4.00.0 Hec. in Patta land situated in Akkalampatti Village, Tiruchengode Taluk, Namakkal District, quash the same as illegal.

For petitioner : Mr.G. Vignesh

For respondents : Dr. G. Babu for R1

Mr.Stalin Abhimanyu

Addl. Govt. Pleader for R2 to R4

Mr.V. Chandrasekaran for R5

ORDER

This writ petition has been filed challenging the impugned demand



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notice passed by the 4th respondent dated 25.07.2025, pending the statutory

appeal before the 3rd respondent, pertaining, to the lease granted in favour of the petitioner, to quarry rough stone/gravel in the subject properties.

2. When the matter is taken up for hearing, learned counsel for the petitioner submits that in respect of non-obtaining of Environmental Clearance Certificate inspite of the pendency of the application with the respondents, the writ petition in W.P. No.26808 of 2019 filed by the petitioner was dismissed against which, writ appeal was filed challenging the imposition of penalty and the Division Bench of this Court, in W.A.No.671 of 2020 issued direction to the petitioner to file a reply and to consider the demand notice as show cause notice and remanded the matter to the authority for consideration. However, without properly considering the same, the authority has passed the present impugned order and similar impugned order was challenged before this Court in W.P .No.33079 of 2025, etc., batch and this Court vide order dated 24.05.2025 dismissed all the writ petitions against which writ appeals have been filed in W.A. No.226 of 2025. Learned counsel therefore prays that this Court may



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either direct tagging of this petition along with W.A.No.226 of 2025 or dismiss

the writ petition so as to enable the petitioner to file writ appeals so that it may

be tagged along with W.A. No.226 of 2025 and heard together.

3. Learned Additional Government Pleader appearing for the respondents 2 to 4 submits that the issue arises in this writ petition is no longer *res-integra* as similar issue was already dealt with by this Court vide its order dated 05.06.2025 in W.P. No.33079/2025, etc., batch.

4. Considering the fact that similar issue has already been considered by this Court in W.P. No.33079 of 2025, etc., batch and learned counsel on either side submits that the present case is covered by the said order, this writ petition is dismissed in terms with the order passed in W.P. No.33079 of 2025, etc., batch. No costs.

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Index:Yes/No

Speaking/Non-speaking order

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Neutral Citation : Yes/No

vsi2

To

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