



WEB COPY

WP No. 49094 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18-12-2025

CORAM

THE HONOURABLE MR JUSTICE N. SATHISH KUMAR

WP No. 49094 of 2025

AND

WMP NO. 54841 OF 2025, WMP NO. 54842 OF 2025

1.M/s.Sri Annamalaiyar Explosives
Rep. By Its Proprietor, K.A.R. Raja Annamalai,
Survey No. 31B3 and 31B4 ,
Sri Annamalaiyar Towers,
Siddhaveerappa Chetty St.,
Dharmapuri 636 701

Petitioner(s)

Vs

1. The Government Of India
Rep. By Deputy Controller Of
Explosives , Petroleum And Explosives
Safety Organisation(PESO) ,
Office Of The Controller Of
Explosives,
No.3, 5th East Cross Road,
Gandhi Nagar Vellore 632006

2.The District Collector
Dharmapuri District Tamil Nadu

3.Dhavamani T A
Inspector Of Police, Komarapalayam
Police Station, Namakkal District

Respondent(s)

PRAYER

Writ Petition filed under Article 226 of the Constitution of India for issuance of
a Writ of Certiorari to call for the records of the 1st respondent in No. CE /



General/ 2025- 26 dated 02.12.2025 and the impugned recommendation of the 2nd respondent in Na.Ka.No.32170/ 2025/ C3 dated 24.11.2025 and to quash the same.

For Petitioner(s): Mr.K.Azhagu Raman

For Respondent: Ms.Gopika Nambiar
Senior Panel Counsel
for R1
Mr.S.Rajesh
Government Advocate
for R2
Mr.L.Baskaran
Government Advocate (Crl. Side)
for R3

ORDER

Challenging the recommendation of the 2nd respondent dated 24.11.2025 to cancel the LE-3 Explosives Licence given to the petitioner and consequential notice issued by the 1st respondent issued to the petitioner in this regard, the present writ petition has been filed.

2.It is the case of the petitioner that he is a licensed dealer in explosives and detonators, duly operating under valid licences issued by PESO. Based on a criminal case in Crime No.68 of 2025 which came to be registered as against the petitioner for the offences under Sections 4(b) and 5 of the Explosive Substances Act, the 2nd respondent/District Collector, without affording an opportunity to the petitioner, forwarded his recommendations vide impugned



letter, dated 24.11.2025, to cancel the LE-3 Explosive Licence granted to the petitioner. Based on the same, the 1st respondent has issued the impugned notice dated 02.12.2025 calling for explanation in this regard from the petitioner. Challenging the same, the present writ petition has been filed.

3.Learned counsel for the petitioner would submit that the 1st respondent has issued the impugned notice to the petitioner to submit his explanation and the petitioner has also submitted his explanation, however, no orders have been passed so far. It is his contention that the respondents may, at any time, cancel the licence granted to the petitioner. Therefore, the petitioner has challenged the very notice itself.

4.At the outset, this Court is of the view that this writ petition is not maintainable for the simple reason that the notice, dated 02.12.2025, issued by the 1st respondent is only a show cause notice. Admittedly, the petitioner has also given his explanation and no orders have been passed so far. Such being the position, the petitioner cannot anticipate adverse orders against him and challenge the show cause notice without an order being actually passed. Therefore, I do not find any merit in this writ petition. It is open to the petitioner to challenge any such adverse order that may be passed against him, as per law.



5. Accordingly, this writ petition is dismissed. No costs. Consequently,
connected miscellaneous petitions are closed.

18-12-2025

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Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

To

1. The Deputy Controller Of Explosives
Government Of India
Petroleum And Explosives Safety
Organisation(PESO) ,
Office Of The Controller Of
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No.3, 5th East Cross Road,
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