



W.P.(MD)No.5113 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 10.07.2025

CORAM:

THE HON'BLE MR.JUSTICE S.M.SUBRAMANIAM

AND

THE HONOURABLE DR.JUSTICE A.D.MARIA CLETE

W.P(MD).No.5113 of 2025

and

W.M.P(MD)No.3709 of 2025

Mohammed Ibrahim

... Petitioner

-VS-

1. The District Collector,
Theni District.

2. The Deputy Director of Industrial Safety,
No.442-C/w, 2nd Floor, Nehruji Street,
Periyakulam,
Theni District.

3. The District Environment Engineer,
Tamil Nadu Pollution Control Board,
Theni District.

4. S.P.Palpandi



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5. The Assistant Director,
Mines and Minerals Department,
Dindigul District.

(R5 is suo motu impleaded as 5th respondent vide
court order dated 26.02.2025 in WP(MD)No.5113/2025
by JNBJ and SSYJ)

... Respondents

Prayer: Writ Petition filed under Article 226 of Constitution of India, for issuance of a Writ of Mandamus to direct the respondents 1 to 3 to take appropriate action for closing the stone crusher unit installed by the 4th respondent, in the land in S.No.2671/4B, 2671/4C, 2672/1C and 2672/2 in Genguvaipatti 2nd Bit Village, Periyakulam Taluk, Theni District, in the midst of the agricultural lands and the village roads belongs to the State Highway, by considering my representation dated 24.10.2024

For Petitioner	: Mr.R.Suriya Narayanan
For R1, R2 & R5	: Mr.P.Thilak Kumar Government Pleader
For R3	: Mrs.Madhuri Donti Reddy Standing Counsel

ORDER

(Order of the Court was made by S.M.SUBRAMANIAM, J.)

The writ on hand has been initiated to direct the respondents 1 to 3 to take appropriate action for closing the stone crusher unit installed by the 4th respondent, in the land in S.No.2671/4B, 2671/4C, 2672/1C and 2672/2 in Genguvaipatti 2nd Bit Village, Periyakulam Taluk, Theni District, in the midst of the agricultural lands and the village roads belongs to the State Highway, by considering my representation dated 24.10.2024 .



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2. The District Environmental Engineer filed a counter affidavit

stating that no NOC (No Objection Certificate) was issued in favour of the 4th respondent for running stone crushing unit. The application submitted by the 4th respondent had not returned by the competent authorities, therefore the 4th respondent cannot run stone crushing unit. As of now, it is made clear that without getting due NOC (No Objection Certificate) and completing all the required formalities, stone crushing units cannot be allowed to function. It is needless to state that all the criteria including the distance criteria as per the guidelines are to be followed scrupulously.

3. The writ petition stands disposed of with the above observations.

No costs. Consequently, connected miscellaneous petition is closed.

(S.M.S., J.)

(A.D.M.C., J.)

10.07.2025

NCC :yes/No
Index :yes/No
Internet:yes/No
rgm



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S.M.SUBRAMANIAM, J.
and
A.D.MARIA CLETE, J.

rgm

To

1. The District Collector,
Theni District.

2. The Deputy Director of Industrial Safety,
No.442-C/w, 2nd Floor, Nehruji Street,
Periyakulam,
Theni District.

3. The District Environment Engineer,
Tamil Nadu Pollution Control Board,
Theni District.

4. The Assistant Director,
Mines and Minerals Department,
Dindigul District.

(R5 is suo motu impleaded as 5th respondent vide court order dated 26.02.2025 in WP(MD)No.5113/2025 by JNBJ and SSYJ)

W.P(MD).No.5113 of 2025
and
W.M.P(MD)No.3709 of 2025

10.07.2025