



# TAMIL NADU GOVERNMENT GAZETTE

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## Part II—Section 2

**Notifications or Orders of interest to a section of the public  
issued by Secretariat Departments.**

### NOTIFICATIONS BY GOVERNMENT

#### INDUSTRIES DEPARTMENT

*Secretariat, 25th March 2017*

#### **No. II(2)/IND/186(d)/2017.**

Industries – W.P.No.1592 of 2015 filed by Thiru G. Victor Rajamanickam and W.A.Nos.1168 and 1169 of 2015 filed by the Government of Tamil Nadu – Interim Orders passed by the Hon'ble First Bench of Madras High Court on 11-1-2017 – Formation of Special Team for estimation of the stock of Beach Sand Minerals kept in various places in Thoothukudi, Tirunelveli and Kanniyakumari Districts – Orders – Issued.

The following Government Order is published:—

[G.O. Ms. No. 29, Industries (MMD-1), 25th March 2017,  
பங்குனி 12, துன்முகி, திருவள்ளுவர் ஆண்டு-2048.]

#### **READ:**

1. Orders of Hon'ble High Court of Madras dated 28.1.2016 in W.P.No.1592 of 2015 filed by Thiru G. Victor Rajamanickam.
2. Orders of Hon'ble High Court of Madras dated 11.1.2017 in W.P.No.1592 of 2015 and W.A.Nos.1168 and 1169 of 2015 filed by the Government.

#### **Order No: 29, Industries (MMD-1) 25th March 2017**

In the order first read above, the Hon'ble First Bench of Madras has ordered that;

*'the petitioner has affirmed an affidavit on 28.01.2016 tendering an unqualified apology for not disclosing the material facts which have been set out in the affidavit filed in support of the writ petition and seeks leave to withdraw from the proceedings. Further, the Hon'ble First Bench of Madras High Court wanted to satisfy themselves over the matter in issue and thus, direct the present writ petition to be converted into a suo-motu proceedings and to implead the Companies viz., M/s. Southern Enterprises, M/s. Indian Garnet Sand Company Private Limited and M/s. Grace Minerals and further directed those companies to file Counter Affidavit.*

*7. The Hon'ble First Bench of Madras High Court has appointed Dr. V. Suresh, Advocate as Amicus to assist them in this matter since the petitioner has now withdrawn from the proceedings. A complete set of paper book be supplied to the Learned Amicus by the Registry."*

During the hearing on 11.1.2017, the Amicus Curiae has submitted a memo for the consideration of the Hon'ble Court. In his memo in para 2 and 3, he has requested that;

*" 2. direct the Government of Tamil Nadu and the Government of India to form special squads comprising of Police, Revenue, Mining and other departments for patrolling of sea shore areas to detect and stop mining of beach sand across the coastal districts of Tirunelveli, Kanniyakumari and Tuticorin.*

3. To constitute a special team headed by a Secretary level officer of the State Government and officials from the Customs and Excise Department, AMD/ AERB and other concerned departments for estimation of the stock of minerals kept in the processing plants, storage yards, bonded warehouses and other places so that an exact quantification as on date can be determined.”

2. In the order second read above, the Hon'ble High Court in its order dated 11.1.2017 has ordered in para 5 as follows'

*“In so far as the second and third requests are concerned, we call upon the State Government and the Central Government to look into the issues jointly and suggest a strategy.”*

3. In accordance with the orders of Hon'ble High Court of Madras, the Government hereby constitute a Special Team headed by a Secretary Level Officer and nominates Thiru Mahesan Kasirajan, I.A.S., Commissioner of Sugar (Batch: 2000) for assessment of stocks of Beach Sand Minerals in various places of Thoothukudi, Tirunelveli and Kanyakumari Districts under section 23 (B), 24 of Mines and Minerals (Development and Regulation) Act, 1957.

(a) This Special Team will also consist of officials from;

1. Customs and Excise Department, Government of India

2. (i) Shri Ramesh Kumar, Head, Beach Sand and Off-shore Investigation, Atomic Mineral Division, Hyderabad.

(ii) Shri Soumen Sinha, Scientific Officer-F, Atomic Energy Regulatory Board, Mumbai.

3. Department of Geology and Mining, Revenue and Survey Department for the estimation of the stocks of Beach Sand Mineral kept in various places of Thoothukudi, Tirunelveli and Kanyakumari Districts.

(b) This Special Team shall exercise all the powers enumerated in the sections 23(B) and 24 of Mines and Minerals (Development and Regulation) Act, 1957.

(c) The District Collectors of Thoothukudi, Tirunelveli and Kanyakumari will produce the list of places where stock of Beach Sand Minerals being kept in the respective Districts for the assessment by the team

(d) The Special Team is hereby directed to complete the inspections expeditiously and submit it's report to the Government within three months.

(By order of the Governor)

ATULYA MISRA,  
Principal Secretary to Government.