

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).12343/2011

(From the judgement and order dated 21/12/2010 in WA No.2556/2010 of The HIGH COURT OF MADRAS)

TAMIL NADU SMALL MINE OWNERS FED.

Petitioner(s)

VERSUS

STATE OF TN AND ANR.

Respondent(s)

(With appln(s) for directions and with prayer for interim relief and office report )

WITH SLP(C) NO. 29504 of 2011

(With appln. for permission to file SLP and office report)

SLP(C) NO. 29505 of 2011

(With appln. for permission to file SLP and permission to place addl. documents on record and office report)

Date: 09/09/2013 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA

HON'BLE MR. JUSTICE MADAN B. LOKUR

For Petitioner(s)

SLP 12343

Mr. Balasubramaniam, Adv.

Ms. V. Mohana, Adv.

SLP 29504, 29505

Mr. K.K. Mani, Adv.

For Respondent(s)

Mr. Subramoniam Prasad, AAG

Mr. B. Balaji, Adv.

Mr. R. Rakesh Sharma, Adv.

UPON hearing counsel the Court made the following

O R D E R

On 2.1.2013, we directed the Government of Tamil Nadu to take a decision within four weeks on the communication sent by the Commissioner of Geology and Mining, Guindy dated 20.7.2012 accepting the request of the President of the present petitioner to lift the Government communication (letter No. M2/121), Industries Department dated 5.2.1988 to develop the small mining industries.

No decision was taken by the Government of Tamil Nadu till the matter was again listed before the Court on 19.8.2013. On that date, Mr. Subramoniam Prasad, learned Additional Advocate General for the State of Tamil Nadu prayed for time to seek instructions in light of the order dated 2.1.2013.

Mr. Subramoniam Prasad, learned Additional Advocate General prays for some more time today.

More than 8 months have passed since the order was passed by this Court on 2.1.2013. We adjourn the matter for two weeks by way of last chance to enable the Government of Tamil Nadu to take a final decision in respect of the communication of July 20, 2012 whereby the Commissioner accepted the petitioner's request to lift the Government communication dated 5.2.1988 to develop the small mining industries. We observe that if within two weeks from today, no formal decision is

taken by the Government of Tamil Nadu, it will be assumed that the State Government has accepted the Commissioner's communication dated July 20, 2012 sent to the petitioner to lift the communication dated 5.2.1988 to develop the small mining industries.

List the matter on 7.10.2013.

|(Pardeep Kumar)  
|Court Master

| |(Renu Diwan)  
| |Court Master

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