

HIGH COURT OF ANDHRA PRADESH :: AMARAVATI

MAIN CASE No: W.P.No.1078 of 2023

PROCEEDING SHEET

SL. NO.	<u>DATE</u>	<u>ORDER</u>	<u>OFFICE NOTE</u>
01.	19.01.2023	<u>BKM, J</u> Heard the learned Senior Counsel for the petitioner. The learned Government Pleader for Mines and Geology takes notice for the respondent Nos.1 and 3. The learned Government Pleader for Revenue name may be printed for the 2nd respondent. This Writ Petition is filed questioning the proceedings of the 1st respondent, dated 13.10.2022 in not considering for grant of quarry lease to the petitioner in respect of the land admeasuring Ac.15.00 Gts in Sy.No.55 of R.L. Puram, Chimakurthy Mandal, Prakasam District. The learned Senior Counsel for the petitioner submits that by virtue of earlier round of litigation in Writ Appeal No.652 of 2009 and batch, dated 08.04.2010, the Division Bench of the erstwhile High Court of Andhra Pradesh passed an order confirming	

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		that this is a Patta Land and against which when the Government preferred an appeal before the Hon'ble Supreme Court of India the same was confirmed by declaring that it is a Patta Land. But, contrary to the above said findings of the Hon'ble Courts, the impugned proceedings have been passed by the respondent No. 1 disputing the character of the subject land as mentioned in the said proceedings. The learned Senior Counsel for the petitioner submits that the observations recorded by the 1st respondent in his impugned proceedings dated 13.10.2022 virtually amounts to committing of the Contempt of Court, as the findings given by the Division Bench of the Hon'ble High Court and the Hon'ble Apex Court were otherwise held to be a Patta Land. In view of the same, solely on that ground the case of the petitioner was not considered for grant of quarry lease. In view of the above said facts and circumstances, the respondents are directed to file their detailed counters.	

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		In the meanwhile, there shall be an order of <i>Status-quo</i> with respect to the impugned proceedings of respondent No. 1 dated 13.10.2022 only for a period of four (04) weeks. List on 09.02.2023. BKM, J KMS	

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