

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(Special Original Jurisdiction)

WEDNESDAY, THE FIFTEENTH DAY OF JUNE
TWO THOUSAND AND TWENTY TWO

:PRESENT:

THE HONOURABLE SRI JUSTICE R RAGHUNANDAN RAO
WRIT PETITION NO: 15891 OF 2022



Between:

Sri.G.M.Tamiz Kumaran@ Tamil Kurnaran,, S/o.Sri.Mani, Aged about 44 years,
D.No.270/1,Nehrunagar,Karumalaikoodal Post, P.N.Patti Town, Mettur. R.S,
Salem District, T.Nadu.

Petitioner

AND

1. State of Andhra Pradesh, Rep by its Principal Secretary, Ind and Corn (Mines.I)
Dept. Secretariat building, Amaravathi, Secretariat, Guntur District.
2. The Director of Mines and Geology, AP,Sri Anjaneya Towers, Ibrahim Patnam,
Vijayawada.
3. The Asst. Director of Mines and Geology, Palamaner, Chittoor District.

.... Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue an appropriate Writ, Order or Direction more particularly one in the nature of Writ of Mandamus declaring the amendments issued in G.O.Ms.No.65, Industries and Commerce (Mines-III) Department, Dt. 04.08.2021 to the Rule 12 of APMCM Rules with retrospective effect and issuing the consequential demand notice in Letter No. 1859/D13-2/2021, FY 28-08-2021 demanding the premium amount of Rs.39,00,000/- which is equivalent to 10 times to the dead rent for the purpose of further processing of mining lease application for colour Granite over the land in Sy.No.181/2 of Ramasamudram Village and Mandal, chittoor District over an extent of Hc.3.000 as illegal improper, unjust, arbitrary and contrary to the orders in W.P. No. 16140 of 2017 and W.P. No. 20710 of 2018 along with W.A. No. 1776 of 2017 and batch dt7-02-2020 and further declare that the amendments issued in G.O.Ms.No.65, Industries and Commerce (Mines-III) Department, Dt. 04.08.2021 is prospective in nature and direct the respondents to process the petitioner quarry lease application dt.19-01-2019 as per the recommendations made by the 3rd respondent as per the pre-amended rules forth with.

IA NO: 1 OF 2022

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to suspend the operation of the demand notice in Letter No. 1859/D13-2/2021, Dt. 28-08-2021, Pending disposal of WP 15891 of 2022, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri G SEENA KUMAR Advocate for the Petitioner and GP FOR MINES AND GEOLOGY for the Respondent Nos.1 to 3, the Court made the following.

ORDER:

"Post on 24.06.2022.

Pending further orders, no coercive steps against the petitioner."

//TRUE COPY//

Sd/-B.NARSING RAO
DEPUTY REGISTRAR

For ASSISTANT REGISTRAR

To

1. The Principal Secretary, Ind and Corn. (Mines.I) Dept. Secretariat building, Amaravathi, Secretariat, State of Andhra Pradesh, Guntur District.
2. The Director of Mines and Geology, AP, Sri Anjaneya Towers, Ibrahim Patnam, Vijayawada.
3. The Asst. Director of Mines and Geology, Palamaner, Chittoor District. (1 to 3 by RPAD)
4. One CC to SRI. G SEENA KUMAR Advocate [OPUC]
5. Two CCs to GP FOR MINES AND GEOLOGY, High Court Of Andhra Pradesh. [OUT]
6. **One spare copy**
PR

HIGH COURT

RRRJ

DATED:15/06/2022

POST ON 24.06.2022

ORDER

WP.No.15891 of 2022

DIRECTION

