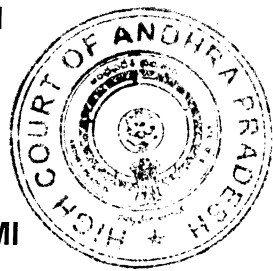


[2693]

**(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI**

WEDNESDAY, THE SEVENTH DAY OF
OCTOBER TWO THOUSAND AND TWENTY

**:PRESENT:
THE HONOURABLE SMT JUSTICE KONGARA VIJAYA LAKSHMI
WRIT PETITION NO: 18133 OF 2020**



Between:

Bombuthula Srinivas Yadav, S/o.Pitchaiah.

.... Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Mines and Minerals Department A.P. Secretariat Building, Velagapudi Amaravati, Guntur District.
2. The Director of Mines and Geology, Vijayawada, Krishna District.
3. The Deputy Director of Mines and Geology, H.No.1/1, 1st Lane, Koritepadu, Rammanna Peta, Guntur 522001.
4. The Assistant Director of Mines and Geology, Nadikudi Village, Dachepalli Mandal Guntur District.
5. The Tahsildar, Dachepalli Mandal Guntur District.

.... Respondent

Whereas the Petitioner above named through his Advocate Sri Madhu Sudhan P presented this 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 impugned show cause notice issued by the 3rd respondent vide Proceedings No.3513/02/2020, dt.23.09.2020 whereby proposing to reject the quarry lease application of the petitioner dt.27.08.2014 as illegal, arbitrary, unconstitutional and consequently direct the Respondent Nos.3 and 4 to forthwith grant the mining lease as per the application of the petitioner dt.27.08.2014 for the land admeasuring Ac.35.00 cents covering Sy.No.13/1, 13/2, 15, 711 to 714, 716 and 717 of Nadikudi Village, Dachepalli Mandal, Guntur District by setting aside the impugned show cause notice of the 3rd respondent dt.23.09.2020.

And Whereas the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri Madhu Sudhan P Advocate for the Petitioner, directed issue of notice to the GP for Mines and Geology for Respondent Nos. 1 to 4 and GP for Revenue for Respondent No.5 herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Principal Secretary, Mines and Minerals Department A.P. Secretariat Building, State of Andhra Pradesh, Velagapudi Amaravati, Guntur District.
2. The Director of Mines and Geology, Vijayawada, Krishna District.
3. The Deputy Director of Mines and Geology, H.No.1/1, 1st Lane, Koritepadu, Rammanna Peta, Guntur 522001.
4. The Assistant Director of Mines and Geology, Nadikudi Village, Dachepalli Mandal Guntur District.
5. The Tahsildar, Dachepalli Mandal Guntur District.

are be and hereby directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted, on or before 02-11-2020.on which date the case stands posted for hearing.

IA NO: 1 OF 2020

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 direct the Respondent Nos.2 to 4 to forthwith grant the mining lease to the petitioner for the land in Sy.Nos.711 (Ac.9.34 cents), Sy.No.712 (Ac.7.44 cents), Sy.No.713 (Ac.9.74 cents), Sy.No.714 (Ac.8.28 cents) and Sy.No.716 of an extent of (Ac.7.82 cents) of Nadikudi Village, Dachepalli Mandal, Guntur District, pending disposal of WP No. 18133 of 2020, on the file of the High Court.

The Court made the following:

ORDER:

"Notice before admission.

Learned Government Pleader for Mines and Geology takes notice for respondent Nos.1 to 4.

Learned Government Pleader for Revenue takes notice for respondent No.5 and seeks time to file counter Affidavit.

Hence, post on 02.11.2020.

Print the name of learned Government Pleader for Revenue in the Cause List.

In the meanwhile, respondents are directed not to reject the application filed by the petitioner seeking quarry lease."

Sd/- E. KAMESHWARA RAO
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Principal Secretary, Mines and Minerals Department A.P. Secretariat Building, State of Andhra Pradesh, Velagapudi Amaravati, Guntur District.
2. The Director of Mines and Geology, Vijayawada, Krishna District.
3. The Deputy Director of Mines and Geology, H.No.1/1, 1st Lane, Koritepadu, Rammanna Peta, Guntur 522001.
4. The Assistant Director of Mines and Geology, Nadikudi Village, Dachepalli Mandal Guntur District.
5. The Tahsildar, Dachepalli Mandal Guntur District.(Addresses for 1 to 5 by RPAD- along with a copy of petition and memorandum of grounds)
6. One CC to Sri. Madhu Sudhan P Advocate [OPUC]
7. Two CCs to GP for Mines And Geology ,High Court Of Andhra Pradesh. [OUT]
8. Two CCs to GP for Revenue ,High Court Of Andhra Pradesh. [OUT]
9. One spare copy

PR

HIGH COURT

KVLJ

DATED:07/10/2020

POST ON 02.11.2020.

NOTICE BEFORE ADMISSION

WP.No.18133 of 2020

