

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)

THURSDAY, THE EIGHTH DAY OF APRIL TWO THOUSAND AND TWENTY ONE

:PRESENT:

THE HONOURABLE SRI JUSTICE BATTU DEVANAND
WRIT PETITION No. 18133 OF 2020

Between :-

Bombuthula Srinivas Yadav, S/o. Pitchaiah Aged about 45 years, Occ - Business
R/o.H.No.11-194/1, Dachepalli Village and Mandal Guntur District, A.P.

.....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.

....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 impugned show cause notice issued by the 3rd respondent vide Proceedings No.3513/Q2/2020, 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.

I.A. No. 1 of 2020 :-

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of W.P., 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 W.P.No. 18133 of 2020, on the file of the High Court.

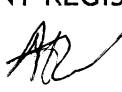
The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI P. Madhu Sudhan, Advocate for the Petitioner and of the Govt. Pleader for Mines & Geology on behalf of respondent Nos. 1 to 4 and of the Govt. Pleader for Revenue on behalf of respondent No.5, the Court made the following

ORDER :-

“In view of the fact that in the letter NO.4364/O/2014, dated 15.02.2020 of the 4th respondent addressed to the 5th respondent wherein it was mentioned that the survey numbers mentioned in the application of the petitioner are not covered under CBCID enquiry and not covered under Pill No.178/2016, there shall be interim direction as prayed for.”

Sd/- T. MADHAVI,
ASSISTANT REGISTRAR

//TRUE COPY//


for ASSISTANT REGISTRAR
Contd..2....

To

- 1.The Principal Secretary, Mines and Minerals Department, State of Andhra Pradesh, 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.
- (Addressee Nos. 1 to 5 by RPAD)**
6. Two CCs to the G.P. for Mines & Geology, High Court of A.P., at Amaravati.(OUT)
 7. Two CCs to the G.P. for Revenue, High Court of A.P., at Amaravati.(OUT)
 - 8.One CC to Sri P. Madhusudhan, Advocate(OPUC)
 - 9.One spare copy.

TKK

HIGH COURT

DEV.J

DT.08-04-2021.

ORDER

W.P.No. 18133 of 2020.

DIRECTION

