

HIGH COURT OF ANDHRA PRADESH

MAIN CASE NO.: **W.P.No.14786 of 2024**

PROCEEDING SHEET

Sl. No.	Date	ORDER	OFFICE NOTE
02.	16.07.2024	<u>Dr.KMR, J</u> <u>W.P.No.14786 of 2024</u> Notice before admission. Post the matter on 06.08.2024. In the meanwhile, the respondents shall file their respective counters. <u>Dr.KMR, J</u> <u>I.A.No.1 of 2024</u> Heard Mr.V.V.Satish, learned counsel for the petitioner and learned Assistant Government Pleader for Revenue and also learned Government Pleader for Mines and Geology. Learned counsel for the petitioner submits that the respondents are highhandedly taken over the sand stock of the petitioner without recording any particulars and selling the sand at their whims and not paying any amount towards its operation charges, which is illegal and arbitrary. Learned counsel for the petitioner has also furnished a copy of written instructions before this Court. On a perusal of the written instructions, it appears that, the petitioner has submitted a representation dated 02.05.2024 to the District Mines and Geology Officer, Ibrahimpatnam, and requested to issue permission for sale of sand regarding Ibrahimpeta Open Sand Reach stock yard for a quantity of 25,000 Cum. Thereafter, the Special Chief	

		Secretary to Government (Mines) vide Memo No.INCO1-MG0SAND/3/2024-M-III, dated 17.05.2024, has directed to all the Collector & District Magistrates in the State to conduct joint inspection in open sand reaches in the jurisdiction of concerned districts with all the DLSC Members and the District Level Officer of Special Enforcement Bureau (SEB). In pursuance of the same, the Collector & Chairman of District Level Sand Committee, Eluru District along with District level Sand Committee members and the District Level Officer of Special Enforcement Bureau (SEB) have conducted joint inspection on 20.05.2024 and during the said inspection, the DLSC, the Joint Inspector Members have observed that, sand stocks were available at Ibrahimpet-Ganapavaram stock point in Ibrahimpet- Ganapavara village, Kukunoor Mandal, Eluru District, and directed District mines and Geology Officer, Eluru to estimate the sand stocks available in depot and to issue notice to submit documentary evidence for available quantity of sand stock. In this regard, the Surveyor, O/o the DM&GO, Eluru has surveyed and reported that, at the time of inspection, no person available at Ibrahimpet-Ganapavaram Depot and observed the sand heaps and measured available quantity at the Depot with the help of GPS instrument and arrived at total quantity available in stock depot as 63,484.01 Cum. Therefore, the office has issued notice to the petitioner vide Lr. No.2595/SAND/2019, dated 27.05.2024 with a direction to submit explanation and documentary evidence for stocking of sand for a 63,481.01 Cum available in Ibrahimpet-Ganaparavam stock point located at Ibrahimpet-Ganapavaram Village,	
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		Kukunoor Mandal, Eluru District. In pursuance of the same, the petitioner has submitted documentary evidence on 08.07.2024 and it is under process for verification. Having regard to the facts and circumstances and on considering the submissions of learned counsel for the petitioner, prima facie, this Court is inclined to grant interim direction. Accordingly, the respondents concerned are directed to maintain the registers with regard to sand stock and sale operations conducted by the respondents in respect of petitioner's stock point situated at Ibrahimpetta, Eluru District,, till the disposal of the writ petition. Dr.KMR, J SPP	
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