

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

FRIDAY, THE TWELTH DAY OF AUGUST
TWO THOUSAND AND TWENTY TWO

:PRESENT:

THE HONOURABLE SRI JUSTICE R RAGHUNANDAN RAO
WRIT PETITION NO: 23933 OF 2022



Between:

M. Neelakantam, Proprietor, Shiridi Sai Minerals, SPR Puram village, G.
Sigadam Mandal, Srikakulam District, A.P.

... Petitioner

AND

1. The State of Andhra Pradesh, rep. by the Secretary to Government, Industries and Commerce (M-III) Department A P Secretariat, Velagapudi, Amaravati, Guntur Dist.
2. The Director of Mines and Geology, Andhra Pradesh, Ibrahimpatnam, Vijayawada.
3. The Joint Director of Mines and Geology, Ibrahimpatnam, Vijayawada.
4. Deputy Director of Mines and Geology, Srikakulam
5. The Assistant Director of Mines and Geology, Srikakulam
6. District Collector, Srikakulam District
7. Tahsildar, Ponduru Mandal, Srikakulam District
8. The Andhra Pradesh Industrial Infrastructure Corporation (APIIC), Rep. by Vice Chairman and Managing Director, APIIC Towers, Plot No.1 (9th, 10th and 11th Floors), IT Park, Mangalagiri, Guntur District - 522503
9. The Zonal Manager, APIIC Limited, Industrial Estate, Kushalpuram, Near Navabharath Junction, Srikakulam Srikakulam District - 532410.

.... 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 or Order or Direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents 1 to 7 in allotting and handing over possession of an extent of Ac.110.00 in Sy. No 137 VR Gudem Village vide proceedings Rc. No. 254/2016/A dt 17.08.2019 and further extent of Ac.26.17cents vide proceedings Rc. No. 254/2016A dt. 17.08.2019 to the 8th and 9th respondents as illegal, unjust, unlawful and in violation of principles of natural justice and in violation of Art. 19(1)(g) of Constitution of India and is unsustainable and set aside the same with a further direction to the respondents 1 to 7 to permit the petitioner herein to carry on his mining operations over the entire leased out area of an extent of 60.704 Ha in Sy.No. 137 V.R. Gudem Village for the leased out period of 20 years excluding the stoppage period with all consequential benefits.

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 pass an interim direction directing the 8th & 9th respondents herein not to carry on any activities or alter the nature of the land of extent of about 16 Ha (approx. Ac.40.00) of the overlapping area in Sy.No.137 of V.R. Gudem Village, Pondur Mandal, Srikakulam District, Pending disposal of WP 23933 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 the Order of the High Court dt; 02.08.2022 and upon hearing the arguments of Sri A VEERASWAMY Advocate for the Petitioner and GP for Industries Commerce for the Respondent No.1 GP for Mines and Geology for Respondent Nos.2 to 5 and GP for Revenue for Respondent Nos. 6 & 7 and Sri J.Ugra Narasimha, SC, for Respondent No.8 & 9, the Court made the following.

ORDER:

" Sri. Ugranarasimha, learned Standing counsel takes notice to the respondent Nos. 8&9 and seeks time to obtain instructions.

Post along with W.P. No.12905 of 2021 on 25.08.2022.

Interim direction granted earlier shall stand extended till 30.08.2022.

Sd/- T. MADHAVI
ASSISTANT REGISTRAR

//TRUE COPY//

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SECTION OFFICER

To

1. One CC to SRI. A VEERASWAMY Advocate [OPUC]
2. One CC to SRI. Sri Ugranarasimha, learned Standing Counsel for APIIC Advocate [OPUC]
3. Two CCs to GP for Industries Commerce ,High Court Of Andhra Pradesh. [OUT]
4. Two CCs to GP for Revenue, High Court Of Andhra Pradesh. [OUT]
5. Two CCs to GP for Mines and Geology, High Court Of Andhra Pradesh. [OUT]
6. **One spare copy**

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HIGH COURT

RRRJ

DATED:12/08/2022

Post along with W.P. No.12905 of 2021 on 25.08.2022.

ORDER

WP.No.23933 of 2022

INTERIM DIRECTION GRANTED EARLIER IS EXTENDED

