

GAHC040000932025



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)
(ITANAGAR BENCH)

Case No. : WP(C)/30/2025

M/s Shri Balaji Minerals
represented by Shri Ojing Darin, proprietor, Son of Shri Token Darin, resident of
Mebo Village, PO and PS Mebo, East Siang District, Arunachal Pradesh.

VERSUS

The State of AP and 5 Ors
represented by the Secretary, Geology and Mining, Govt of Arunachal Pradesh,
Itanagar.

2:The Director
Age: 0
Occupation :
Geology and Mining
Govt of Arunachal Pradesh
Itanagar.

3:The State Geologist
Age: 0
Occupation :
Geology and Mining
Govt of Arunachal Pradesh
Itanagar.

4:The Deputy Commissioner
Age: 0
Occupation :
Pasighat
East Siang District
Arunachal Pradesh.

5:The Assistant Mineral Development Officer
Age: 0

Occupation :
Office of the Additional Deputy Commissioner
Mebo
East Siang District
Arunachal Pradesh.

6:The Additional Deputy Commissioner
Age: 0
Occupation :
Pasighat
East Siang District
Arunachal Pradesh

Advocate for the Petitioner : H K Jamoh, Eddie Payeng, Gallen Taloh

Advocate for the Respondent : GA (AP),

Linked Case : PIL/17/2023

Nogor Megu and Anr.
Age: 33
Occupation :
Address:S/o Shri Makkir Megu
R/o village Ngopaok
P.O/P.S Mebo
East Siang District
Arunachal Pradesh.
2: Kangkim Lego
Age: 37
Occupation :
Address:S/o Shri Jolut Lego
R/o village Ayeng
P.O/P.S Mebo
East Siang District
Arunachal Pradesh.
VERSUS

The State of AP and 9 Others
Age: 0
Occupation :
Address:Represented by the Chief Secretary
Govt. of Arunachal Pradesh
Civil Secretariat Itanagar 791111
2:The Secretary
Age: 0
Occupation :

Address:Department of Geology and Mining
Govt. of Arunachal Pradesh
Civil Secretariat Itanagar 791111

3:The Member Secretary
Age: 0
Occupation :
Address:Arunachal Pradesh State Pollution Control Board
Naharlagun 791110
A.P

4:The Deputy Commissioner
Age: 0
Occupation :
Address:Pasighat
East Siang District (A.P)

5:The Additional Deputy Commissioner (ADC)
Age: 0
Occupation :
Address:Mebo
East Siang District 791104
A.P

6:The Divisional Forest Officer (DFO)
Age: 0
Occupation :
Address:Pasighat Forest Division
East Siang District 791102
A.P

7:The Assistant Mineral Development Officer (AMDO)
Age: 0
Occupation :
Address:Dept. of Geology and Mining
Mebo
East Siang District
A.P

8:Chairman
Age: 0
Occupation :
Address:Geo Appraisal Committee
Mebo East Siang district.

9:M/s Balaji Minerals Stone Cruiser Unit
Age: 0
Occupation :

Address:Moruk
Mebo village
Mebo East Siang district.

10:M/s RKC Infra Stone Cruisher Unit

Age: 0

Occupation :

Address:Dumpop

Ayeng village

Mebo

East Siang district.

Advocate for : Sunil Mow

Advocate for : GA (AP) appearing for The State of AP and 9 Others:

**BEFORE
HONOURABLE MR. JUSTICE ARUN DEV CHOUDHURY**

ORDER

Date : 24.02.2025

It is the case of the petitioner that his Stone Crusher Unit which was duly permitted to be operated by the State has been stalled by way of an order dated 04.06.2024 passed by the respondent No. 1. It is the case of the petitioner that though the running of Stone Crusher Unit is subject matter of National Green Tribunal in Original Application No. 10/2024/E2, and also subject matter in PIL No. 17/2023, none of the aforesaid Courts/authorities have passed any interim order staying the operation of the Stone Crusher Unit.

It is his contention that only for the reason that the PIL is pending and Green Tribunal is in the *seisin* of matter that the operation of the Stone Crusher Unit is stalled.

The learned State counsel shall obtain instruction from the competent

authority, more particularly to the Secretary (Geology and Mining) i.e. the respondent No. 1, as regards the reason of passing the impugned order dated 04.06.2024.

It is submitted by the learned counsel that such communication was sent to the Secretary, however, he has not received any instruction.

The Secretary (Geology and Mining) i.e. the respondent No. 1 shall ensure compliance of the order passed today and furnished the necessary instruction.

Interim prayer shall be considered on the next date fixed.

List the matter on 27.02.2025

JUDGE

Comparing Assistant