

Kol Band Jan Kalyan Samiti Sunni Vs. State of H.P. and Ors.

Item No. S-5

CWPIL No. 55 of 2026

22.05.2026 Present: Ms. Geetanjali and Ms. Yamini, Advocates, for the petitioner.

Mr. Varun Chandel, Additional Advocate General, for respondents No. 1 and 3 to 5/State.

Mr. Neeraj Gupta, Sr. Advocate, with Mr. Pranjal Munjal, Advocate, for respondent No.2.

CMP No. 11830 of 2026

The application is disposed off with a direction to the applicant to file translated copy of Annexures P-2 to P-5 by the next date. Application stands disposed of.

CWPIL No. 55 of 2026

Various issues have been raised regarding the removal of excess silt accumulated in the Sutlej River before the Kol Dam Reservoir area at Tattapani and for taking various preventive measures. A prayer has also been made for construction of a separate building for Government Primary School, Tattapani, by respondent No. 2, as well as for construction of a bridge etc.

We are informed that the connected matters bearing CWPIL No. 30 of 2026 and CWP No. 3246 of 2026 are also pending before this Court. In order to avoid contradictory

findings, it is directed that the said cases be listed together along with the present case.

It is a matter of common knowledge that huge sand banks exist along the banks of the Sutlej River and on account of the heavy flow of water during the monsoon season, the said sand banks get submerged and the silt mixes with the river water, thereby raising the silt deposit in the reservoir. During the period when the river is not in spate, the sand banks remain exposed on both sides of the river.

In these circumstances, we are of the considered opinion that the Deputy Commissioner, Shimla and the Deputy Commissioner, Mandi, H.P., shall carry out a comprehensive survey through the Mining Department to assess the quantum of sand which can be utilized for the purposes of mining in the State, and it will benefit the State, in case the same is permissible and is not violative of other rules and regulation.

Accordingly, we direct the impleadment of the Secretary, Industries and Mining, as respondent No. 6.

Issue notice to the said newly added respondent. Mr. Varun Chandel, learned Additional Advocate General, appears and accepts notice on behalf of respondent No.6. Respondent No.6, shall also file a comprehensive affidavit.

Office to carry out necessary corrections in the
memo of parties.

List on **19.06.2026**.

(G.S. Sandhawalia)
Chief Justice

22nd May, 2026
(sushma)

(Bipin C. Negi)
Judge