

IN THE HIGH COURT OF JHARKHAND AT RANCHI**(Civil Writ Jurisdiction)****W.P. (C) No.873 of 2023**

Panchanand Choudhary, aged about 62 years, son of Sri Naresh Choudhary, resident of Ghanouri Mahuachak, P.O. & P.S. Chhoti Naki, District Bhagalpur(Bihar).

.... **Petitioner(s)****Versus**

1. The State of Jharkhand.
2. Deputy Commissioner, Godda, P.O. & P.S. Godda, District Goddda.
3. District Mining Officer, Godda, P.O.& P.S. Godda, District-Godda.
4. Assistant Mining Officer, Godda, P.O. & P.S. Godda, District-Godda.

.... **Respondent(s)**

CORAM: HON'BLE MR. JUSTICE RAJESH KUMAR

For the Petitioner(s)

: Mr. Shailendra Kr. Singh, Adv.

For the Respondent(s)

: Mr. Srikanth Swaroop, A.C. to A.A.G.-II

08/Dated: 20th January, 2026

1. The present writ petition has been filed for following reliefs:-

“i) For issuance of an appropriate writ, order or direction, including writ of Certiorari, for quashing the order of the Respondent No. 3 District Mining Officer, Godda dated 05.06.2022 (Annexure-11), whereby and whereunder the representation filed by the petitioner dated 16.03.2022 (Annexure-10) for proportionate reduction in bid amount in terms of the liberty granted under order dated 16.12.2021 passed in W.P.(C) No. 4434 of 2013 (Annexure- 9), has been disallowed.

ii) For issuance of further appropriate writ(s)/ order(s)/direction(s), including Writ of Mandamus, directing the Respondent no. 3 (District Mining Officer, Godda) to consider the representation of the petitioner afresh as being no fault on the part of the petitioner, in view of the fact that the petitioner was unable to lift sand due to imposition of illegal and arbitrary condition, restricting transportation of excavated sand only with Godda District and because of imposition of another condition relating to lifting and loading of sand in the Sand Ghats by providing therein that no machine shall be used for lifting and loading of sand and the petitioner has already been deposited in part before the authority.”

2. It has been pointed out by the other side that there is provision of appeal and as such learned counsel for the petitioner seeks permission to

withdraw the present writ petition with a liberty to file an appeal in accordance with law.

3. Permission is granted.

4. Accordingly, the present writ petition is hereby disposed of as withdrawn with aforesaid liberty.

(Rajesh Kumar, J.)

Dated: 20th January, 2026

Amar/-

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