

THE HON'BLE SRI JUSTICE SANJAY KUMAR

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WRIT PETITION No.7409 of 2012

ORDER:

The petitioner assails the action of the mining authorities in seeking to recover seigniorage charges along with a one-time penalty from his bills and deposits.

By order dated 16.03.2012, this Court directed the respondent authorities not to recover the penalty component of the demand subject to payment of the normal seigniorage charges and providing proof of evidence of such payment.

Learned Assistant Government Pleader for Mines and Geology, Andhra Pradesh, concedes that the issue arising in this writ petition is squarely covered by the decision rendered by this Court in Writ Petition No.17998 of 2012. A copy of the order dated 15.11.2012 passed in the said writ petition is placed on record.

For reasons alike as were mentioned in the said order, this writ petition is disposed of directing that in case the seigniorage fee on the sand utilised by the petitioner in the works executed by him was deducted from the bills and proof thereof is filed before the Assistant Director of Mines and Geology concerned, the penalty shall not be levied.

Pending miscellaneous petitions shall stand closed in the light of the afore-stated final order. No order as to costs.

SANJAY KUMAR, J

3rd JUNE, 2015.

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