

CWP No. 12128 of 2014
DECIDED ON: SEPTEMBER 03, 2015

.....PETITIONER

.....RESPONDENTS

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3. The General Manager-cum- Mining Officer, District Pathankot has filed his reply affidavit maintaining that a detailed inquiry was conducted on

receipt of complaint from the petitioner in association with Revenue Department and the Gram Panchayat and all the allegations were found to be baseless. It is further averred that petitioner was asked to join the inquiry but he did not turn up. It is also stated that petitioner's land "was an agricultural land and the same does not contain any minor mineral like sand, gravel etc. rather it consisted of mud and soil."

4. The inquiry report dated May 28, 2014 (P-4), relied upon by the petitioner, also says that no illegal mining was seen at that place. The Sarpanch also did not support the petitioner's allegations.

5. Having heard learned counsel for the parties and taking into consideration the seriously disputed question of facts and the categorical denial that no illegal mining was carried out, we do not deem it necessary to continue with these proceedings except to observe that departmental authority shall ensure that all mining activities in the area are carried out in a lawful manner.

6. Disposed of accordingly.

**[SURYA KANT]
JUDGE**

**September 03, 2015
sham**

**[JASPAL SINGH]
JUDGE**