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**HIGH COURT OF CHHATTISGARH, BILASPUR****Writ Petition (C) No.672 of 2015**

Steel Authority Of India Limited, Bhilai Steel Plant, Bhilai Through The General Manager (Mines) [now] Dy. General Manager (Mines) Bhilai Steel Plant, Ispat Bhawan, Bhilai- 490001, Distt. Durg, Chhattisgarh.

**---- Petitioner****Versus**

1. Union Of India Through The Ministry Of Mines And Minerals, Department Of Mines, Government Of India, Shram Shakti Bhawan, Rafi Marg, New Delhi- 110 001.
2. State Of Chhattisgarh, Through The Secretary, Mineral Resources Department, Mantralaya, Mahanadi Bhawan, Naya Raipur, Chhattisgarh.
3. Collector, Durg, District Durg, Chhattisgarh.
4. M/s. ACC Limited, Through The Director (Plant), P.O. Jamul Cement Works, Distt. Durg- 490 024, Chhattisgarh.

**---- Respondents**

For Petitioner : Dr. N.K. Shukla, Sr. Advocate with Ms. Ritu Mishra, Advocate  
 For State/Respondents: Mr. N.K. Vyas, Assist. Solicitor General, Mr. Dhiraj Wankhede, Govt. Advocate and Mr. Pawan Kesharwani, Advocate

**Hon'ble Shri Justice Sanjay K. Agrawal**  
**Order On Board**

**25/07/2017****(1)** Heard.

**(2)** Learned counsel appearing for the State would submit that impugned order dated 23.07.2014 passed by respondent No.3- Collector, Durg is appealable before the Commissioner, Revenue Division, Durg.

**(3)** At this stage, learned Senior counsel appearing for the

petitioner would submit that the petitioner may be permitted to withdraw this petition with liberty to prefer an appeal before the Commissioner, Revenue Division, Durg within a period of 30 days from today.

**(4)** The prayer appears to be fair and reasonable.

**(5)** The writ petition is accordingly disposed of with a direction to the petitioner to prefer an appeal before the Commissioner, Revenue Division, Durg. If such appeal is filed by the petitioner within a period of 30 days from today and, in turn, the Commissioner, Revenue Division, Durg shall consider and decide the same in accordance with law, after affording proper opportunity of hearing to the parties expeditiously preferably within a period of three months from the date of receipt of certified copy of this order.

**(6)** The certified copy of the impugned order be returned to the counsel for the petitioner, after furnishing an attested photocopy thereof.

Sd/-

**(Sanjay K. Agrawal)**  
Judge

L/-