

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.22802 of 2017.

Date of Decision: October 12, 2017

Khushi Pal Singh

.....Petitioner

versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SUDHIR MITTAL.

Present: Mr.Vikram Singh, Advocate, for the petitioner.

Mr.Vishal Garg, Additional AG, Haryana.

-. -

Surya Kant, J. (Oral)

Notice of motion to respondent Nos.1 to 6 and newly added respondent No.9.

On our asking, Mr.Vishal Garg, learned Additional Advocate General, Haryana, accepts notice on their behalf.

Let seven copies of the writ petition be supplied to him during the course of day failing which this order shall be automatically recalled and the writ petition shall be deemed to have been dismissed for non-prosecution.

In view of the nature of order which we propose to pass, it is not necessary to seek any counter-reply from respondent Nos.1 to 6 & 9 nor respondent Nos.7 & 8 are required to be served at this stage as no order prejudicial to their interest is being passed.

The grievance of the petitioner in the instant writ petition is that large scale illegal sand mining is taking place in his village allegedly in collusion and connivance with the Sarpanch of the Gram Panchayat. It is

agricultural land including that of the petitioner has been affected. PWD road has also disappeared due to the illegal mining. The petitioner is said to have made various complaints to the Government authorities but it is alleged that either the concerned Authorities are in collusion with those who are involved in illegal mining activities or they have failed to perform their duties in accordance with law.

Having regard to the nature of allegations which are substantiated with photographs, we dispose of this writ petition with a direction to the (i) Deputy Commissioner, Karnal; (ii) Mining Officer, Mining and Geological Department, Karnal and (iii) the Assistant Mining Officer, Karnal to immediately hold a fact-finding enquiry and take necessary action in accordance with law. If it is found that illegal mining has taken place, the police authorities shall be approached and lawful action shall be taken against those who are found involved in illegal mining.

Let the needful be done within a period of one month from the date of receiving a certified copy of this order.

Dasti.

[SURYA KANT]
JUDGE

October 12, 2017
mohinder

[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No

104 CM No.14756 of 2017 in
CWP No.22802 of 2017

- - -

Khushi Pal Singh vs. State of Haryana and others

Present : Mr.Vikram Singh, Advocate,
for the applicant-petitioner.

* * *

For the reasons mentioned in the application, the same is
allowed subject to all just exceptions and Assistant Engineer, Mining and
Geological Department, Panipat is impleaded as respondent No.9.

Amended memo of parties is taken on record.

CM stands disposed of.

(SURYA KANT)
JUDGE

October 12, 2017
mohinder

(SUDHIR MITTAL)
JUDGE