

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

(110)

CWP-7534-2017

Decided on: April 17, 2017.

M/s Jai Yamuna Ji Developers

.... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Sanjiv Gupta, Advocate, for the petitioner.

M.M.S. BEDI, J (ORAL)

With an objective to enforce the contractual rights arising out of an agreement of extraction of sand, a minor mineral, under the Mines and Minerals (Development and Regulation) Act, 1957 as applicable to Haryana, the petitioner has submitted a representation to the Deputy Commissioner, Karnal.

It appears that there is some hurdle in transportation of the minerals after extraction of the same from the villages of Haryana, forming part of the contract agreement Annexure P-2.

In this context, the petitioner has approached District Magistrate, Shamli, Uttar Pradesh, vide representation Annexure P-6 as well as Deputy Commissioner, Karnal, vide representation Annexure P-8.

Learned counsel for the petitioner submits that for effective enforcement of the terms of the agreement and to prevent breach of contractual obligations, the Deputy Commissioner, Karnal is required to look into the rights of the petitioner.

Learned counsel for the petitioner submits that he will be satisfied, in case a direction is issued to the Deputy Commissioner, Karnal to consider the representation of the petitioner Annexure P-8.

Notice to Advocate General, Haryana.

On asking of the Court, Mr. Kapil Bansal, AAG, Haryana, present in the Court, accepts notice. Copy given.

This petition is disposed of, at this stage, with a direction to the Deputy Commissioner, Karnal to look into the representation Annexure P-8 dated 24.03.2017 within a period of one month after the receipt of certified copy of this order and pass a speaking order under intimation to the petitioner.

(M.M.S. BEDI)
JUDGE

April 17, 2017
harsha

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No