

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.8902 of 2017

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Suryakant Kumar Singh, Son of Binod Kumar Singh, Resident of Gananiya,
Post Office - Gananiya, Police Station - Sultanganj, District - Bhagalpur.
.... Petitioner

Versus

1. The State of Bihar through the Chief Secretary, Government of Bihar, Patna.
2. The Principal Secretary, Department of Mines & Geology, Government of Bihar, Patna.
3. The Mines Commissioner, Department of Mines & Minerals, Government of Bihar, Patna.
4. The Divisional Commissioner, Purnea Division, Purnea.
5. The Inspector General of Police, Economic Offences, Government of Bihar, Patna.
6. The Director of Police, Central Bureau of Investigation, Bihar, Patna.
7. The Collector-cum-District Magistrate, Kishanganj, Bihar.
8. The Mines Inspector cum Competent Officer, Purnea.
9. Md. Israil, Son of Late Hazi Wasimuddin, Resident of Village - Tupomari, Post Office - Belwa, Police Station - Kishanganj, District - Kishanganj.

.... Respondents

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Appearance:

For the Petitioner/s	:	Mr. Rabindra Kumar Priyadarshi and Mr. Sanjay Kumar Singh, Advocates.
For the Respondents-State:		Mr. Manish Kumar, AC to AAG 6.
For the Respondent-Mines:		Mr. Naresh Dikshit and Ms. Kalpana, Advocates.
For the C.B.I.		Mr. Bipin Kumar Sinha, SC (CBI).

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

10 12-02-2018

From the facts that have come on record we find that this Public Interest Litigation has been filed seeking quashing of a mining lease license granted to the respondent no. 9 and for making an impartial investigation and enquiry into the illegal sand mining in the district of Kishanganj.

As far as grant of mining lease to the respondent no. 9



is concerned, the same has already been cancelled vide order passed on 16.12.2017 and the respondent no. 9 has already challenged the same in Writ Petition bearing CWJC No. 283/2018 which is pending before an appropriate bench for consideration.

In view of the above, challenge to the mining lease granted to the respondent no. 9 in this Public Interest Litigation now stands rendered infructuous in view of these developments.

As far as illegal mining activities in the district and other allegations are concerned, we direct the petitioner to submit a detail representation in this regard to the Principal Secretary-cum-Mines Commissioner in the department concerned, who shall look into the same and decide the matter.

With regard to the financial irregularities, an application may be made to the Lokayukta organization.

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

Dilip, AR

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