

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

SMRITI
2020.10.08 18:03
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CWP-16505-2020

Date of decision: 08.10.2020

Iqbal Singh

...Petitioner

Versus

State of Haryana and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN
HON'BLE MR. JUSTICE VIVEK PURI**

Present: Mr. G.P.Singh, Advocate and
Ms. Saroj Mann, Advocate,
for the petitioner.

Mr. Vivek Saini, Addl. Advocate General, Haryana.

JITENDRA CHAUHAN, J. (Oral)

The matter has been taken up through video-conferencing in the light of the pandemic COVID-19 situation and as per instructions.

Prayer in the present petition is for issuance of direction to the respondents to decide the appeal of the petitioner filed under Section 109 of the Haryana Minor Mineral Concession, Stocking, Transportation of Minerals and Prevention of Illegal Mining Rules, 2012 (in short 'the Rules of 2012') framed under Sub-Section 1 of Section 15 and Section 23-C of Mines and Minerals (Development & Regulation) Act, 1957 and further to release the vehicle bearing registration No. HR-69-C-9657 on *superdari*.

Learned counsel for the petitioner confines his prayer that direction be issued to respondent No.2-Director General, Mines & Geology Department, Government of Haryana to decide the appeal (Annexure P-9) preferred by him.

Notice of motion.

At this stage, Mr. Vivek Saini, Additional Advocate General, Haryana, causes representation and accepts notice on behalf of the respondents. He states that he has instructions from Mr. R.S.Thakran, Mining Engineer, Panchkula, to submit that the appeal filed by the petitioner under Section 109 of the Rules of 2012 before respondent No.2-Director General, Mines & Geology Department, Government of Haryana (Annexure P-9) against the impugned order dated 21.07.2020 (Annexure P-8) passed by respondent No.3, shall positively be decided within a week from today.

In this view of the matter, the learned counsel for the petitioner seeks to withdraw the present petition.

Dismissed as withdrawn.

However, in case the needful is not done within the stipulated period, the petitioner shall have the liberty to revive the present petition.

(JITENDRA CHAUHAN)
JUDGE

(VIVEK PURI)
JUDGE

08.10.2020

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