

HIGH COURT OF CHHATTISGARH, BILASPUR

WPC No. 4328 of 2021

- Godawari Power And Ispat Ltd Having Its Registered Office At, Plot No. 428/2, Phase - 1, Industrial Area, Siltara, Raipur - 493111, Chhattisgarh Through Its Authorized Signatory Mr. Reetesh Kumar

---- Petitioner

Versus

1. The Union Of India Through The Secretary, Ministry Of Coal, Nirman Bhawan, New Delhi.
2. Coal India Limited, A Maharatna Company (Government Of India Undertaking), Through Its General Manager (Marketing And Sales), Coal Bhawan, Marketing Directorate, Premises No. 04 Mar, Plot - Af - III, Action Area - 1A, New Town, Kolkata - 700156
3. South Eastern Coalfields Limited, (A Subsidiary Of Coal India Limited - A Mini Ratna Psu), Through Its General Manager (Marketing And Sales), Regd. Office - Seepat Road, Bilaspur Chhattisgarh - 495006
4. State of Chhattisgarh, Through Its Secretary, Department Of Industries, Directorate of Industries, Udyog Bhawan, Ring Road No.1, Telibandh - Raipur Chhattisgarh
5. South Eastern Central Railways, Through Its Senior Divisional Operation Manager, Bilaspur, Chhattisgarh

---- Respondent

For Petitioner	: Mr. Ankit Singhal, Advocate.
For respondent No.1	: Mr. Tushar Dhar Diwan on behalf of Mr. Ramakant Mishra, Assist. S. G.
For respondent No. 2 & 3	: Mrs. Astha Shukla on behalf of Mr. Vaibhav Shukla, Advocate
For respondent No.4	: Mr. Sudeep Agrawal, Dy. Adv. General
For respondent No.5	: Mr. B.S. Rajput on behalf of Mr. R.K. Gupta, Advocate.

Hon'ble Shri Justice Rajendra Chandra Singh Samant

Order On Board

29/10/2021

Heard.

1. Present petition has been brought praying for issuance of writ of mandamus and also for quashing impugned notices-cum-letters dated 25.7.2017, 28.7.2017, 8.5.2018, 31.7.2019 & 16.1.2020 along with other reliefs.
2. It is submitted that the respondents No.2 & 3-SECL has stopped release of the rakes of coal in the light of the decision taken by Coal India Limited on 8.11.2019 and the SECL was directed to file fresh rake programme in respect of the petitioner concerned. In the similar line, the petitions have been disposed off earlier by this Court, hence, there is limited request by the counsel for petitioner, that this petition may be disposed off with appropriate direction.
3. Learned counsel representing for State/respondent No.1 & respondents No.5, they have no objection if the case is disposed off with a direction.
4. Considered on the submissions.
5. The petition is disposed off at the motion stage. The petitioner is granted liberty to file appropriate application before respondents No.1, 2 & 3 within a time of 15 days. Respondents No.1, 2 & 3 are then directed to consider on the representation filed and disposed off the same at the earliest within a period of 60 days from today.
6. Accordingly, the petition is disposed off.

Sd/-

(Rajendra Chandra Singh Samant)

Judge