

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

Sr. No.111

CWP-4352-2021

Date of Decision: 24.02.2021

SUNIL BHADANA

... Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

...Respondents

**CORAM: HON'BLE MS. JUSTICE RITU BAHRI
HON'BLE MRS. JUSTICE ARCHANA PURI**

Present: Mr. Bhupinder Ghai, Advocate,
for the petitioner.

RITU BAHRI, J.

Petitioner is seeking direction to respondent No.2 to decide the appeal dated 25.01.2021 (Annexure P-7), which has been filed under Rule 109(1) of Haryana Minor Mineral Concession, Stocking, Transportation of Minerals and Prevention of Illegal Mining Rules, 2012.

The petitioner carries on service of transportation of goods i.e. stone, clay, sand and gravel, for the contractors. On 11.01.2021, the vehicle owned by the petitioner was taken on lease by one contractor, namely, Lavish Construction Private Limited, to carry stone from the crusher zone to their site. Copy of the e-Rawanna pass is Annexure P-2. On 11.01.2021, at 7:00 p.m., when the vehicle was loaded and on journey towards its destination, the same was apprehended at Pali Yard Naka, District Faridabad, by the Mining Officer-respondent No.3, and was taken into possession vide challan/order dated 11.01.2021 (Annexure P-3).

At this stage, the grievance of the petitioner is that the vehicle has been seized and the appeal dated 25.01.2021 (Annexure P-7), after confiscation, is pending before respondent No.2.

Notice of motion.

Mr. Hitesh Pandit, Additional Advocate General, Haryana, accepts notice on behalf of the respondents.

Without expressing any opinion on the merits of the case, this petition, at this stage, is disposed of by giving direction to respondent No.2 to decide the appeal dated 25.01.2021 (Annexure P-7) within a period of one month from the date of receipt of certified copy of this judgment.

(RITU BAHRI)
JUDGE

(ARCHANA PURI)
JUDGE

24.02.2021
himanshu

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No