

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

CWP-18433-2021(O&M)

Date of decision : 30.09.2021

M/S Astin Excavation and Mining Pvt. Ltd.

... Petitioner(s)

Versus

Union of India and others

... Respondent(s)

**CORAM: HON'BLE MR. JUSTICE AJAY TEWARI
HON'BLE MRS. JUSTICE ALKA SARIN**

Present: Mr. Sandeep Goyal, Advocate for the petitioner.

Mr. Sunish Bindlish, Sr. Standing Counsel for respondent No.1.

Ms. Shruti Jain Goyal, DAG, Haryana.

Mr. Nitin Thatai, Advocate for respondent No.5.

AJAY TEWARI, J. (ORAL)

On the last date, the following order was passed:-

“The prayer made today by the learned counsel for the petitioner is that apart from the merits, the fact is that the petitioner has to pay mining fee to the Mining Department as well as GST to the respondents No. 3 and 4 and has limited his prayer to the extent that respondent No.5 be directed to transmit the amount of the mining fee and GST to the concerned Authorities so that this default is not put on the shoulders of the petitioner.

Learned State counsel seeks time to get instructions.

Adjourned to 30.9.2021.”

At the very outset, learned Deputy Advocate General, Haryana, has very fairly stated that the Government would permit transmission of GST and royalty/mining fee from the attached accounts.

Learned counsel for the petitioner states that the petitioner is satisfied with this arrangement and has further stated that the petitioner has filed objections to the attachment and it would be appropriate if the respondent(s)/Competent Authority decides those objections, in accordance with law.

In these circumstances, the present writ petition stands disposed off with a direction to the respondent(s)/Competent Authority to decide the objections filed by the petitioner in accordance with law within a period of one month from today.

(AJAY TEWARI)
JUDGE

(ALKA SARIN)
JUDGE

30.09.2021
Yogesh Sharma

NOTE: Whether speaking/non-speaking: Speaking
Whether reportable: YES/NO