

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
FRIDAY, THE TWENTY NINTH DAY OF APRIL TWO THOUSAND AND TWENTY
TWO

:PRESENT:
THE HONOURABLE DR. JUSTICE G.RADHA RANI

IA No. 2 OF 2022
IN
WP NO: 20739 OF 2022

Between:

Suresh Agarwal, S/o Late Banasilal Agarwal

...Petitioner
(Petitioner in WP 20739 OF 2022
on the file of High Court)

AND

1. The State of Telangana, rep. by its Secretary, Industries and Commerce
Dept., Secretariat, Hyderabad
2. The Director of Mines and Geology, Government of Telangana, Hyderabad
3. The Assistant Director of Mines and Geology, Adilabad

...Respondents
(Respondents in-do-)

Counsel for the Petitioner : Smt. N SHOBA

Counsel for the Respondents : GP FOR MINES AND GEOLOGY

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to pass orders on petitioner representation pursuant to the proposals submitted by the 2nd respondent for revival of mining lease in over an extent of Acs.107.21 in Sy.No.18, 22, 26, 27 & 28 of Gollaghat Village, Thamsi Mandal, Adilabad District, in pursuant to the lease granted vide G.O.Ms.No.29, Ind. & Com. Dept., dt.17- 02-2007, pending disposal of WP No. 20739 of 2022, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following.(The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER:

Heard the learned counsel for the petitioner and the learned Government Pleader for Mines and Geology.

Learned counsel for the petitioner submitted that the petitioner was granted mining lease for Manganese Ore in an extent of Acs.107.21 in Sy.Nos.18, 22, 26, 27 & 28 of Gollaghat Village, Thamsi Mandal, Adilabad District for a period of 20 years. The lease was executed on 21.03.2007. The petitioner could not operate the mine for want of CFO from T.S. Pollution Control Board. As the mine was not in operation, the mining lease lapsed. The petitioner gave

several representations for revival of the mining lease. The last representation was dated 27.11.2018. The Director of Mines and Geology had submitted proposals to the 1st respondent recommending for revival of mining lease and the same was pending consideration before the Government and prayed for interim orders directing the 1st respondent to pass orders on the representation of the petitioner.

The learned Government Pleader for Mines and Geology submitted that the Director had sent the representation of the petitioner to the Government and the same was pending consideration.

Considering the submissions of both the learned counsel and as the petitioner had deposited all the dead rents and also obtained approvals from the concerned authority and the Pollution Control Board had also issued consent order vide order dated 27.08.2019, which was valid up to 31.08.2024, it is considered fit to direct the 1st respondent to consider the representation of the petitioner dated 27.11.2018 for revival of the mining lease and to pass appropriate orders in accordance with law within a period of four (4) weeks from the date of receipt of a copy of this order.

SD/- P. PADMANABHA REDDY
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Secretary, Industries and Commerce Dept., State of Telangana, Secretariat, Hyderabad
2. The Director of Mines and Geology, Government of Telangana, Hyderabad
3. The Assistant Director of Mines and Geology, Adialabad(1 to 3 By RPAD)
4. One CC to Smt. N SHOBA Advocate [OPUC]
5. Two CCs to GP FOR MINES AND GEOLOGY, High Court at Hyderabad. [OUT]
6. One spare copy

mvj

HIGH COURT

Dr.GRR,J

DATED:29/04/2022

ORDER

I.A.NO.2 OF 2022
IN
WP.No.20739 of 2022

DIRECTION

