

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

208

Civil Writ Petition No.4411 of 2020
Date of Decision: September 9th, 2022

Sarabjit Singh Javanda

...Petitioner

Versus

State of Punjab and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR. JUSTICE ALOK JAIN**

Present: Mr. J.S. Jaidka, Advocate
for the petitioner.

Mr. Paramjit Batta, Additional Advocate General, Punjab.

None for respondents No.5 and 6.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Challenge in this writ petition is to the action on the part of the private respondents, the contractor, for mining beyond the area which has been allotted to them.

This submission of the petitioner has been contradicted by the respondents in the status report dated 06.03.2020 filed by the Executive Engineer-cum-District Mining Officer, Ludhiana Mining Division, Ludhiana. In paras 3 and 4, it has been clearly mentioned that there is no illegal mining being carried out. It is mentioned that the mining was being carried out within the allotted area and at the spot, no illegal mining was found as per the report dated 23.02.2020 of the inspection team. It has further been stated that at the time of demarcation, it was found that no illegal mining outside the allotted area i.e. *Murabba* No.15 took place as the area was used as passage for transportation of minor minerals. Subsequently also the said aspect has been highlighted. There is no replication filed by the petitioner to the written statement filed by the respondent-State.

In the light of the above factual position, we do not find any ground for accepting the prayer made in the writ petition and, therefore, dismiss the same but without any costs.

**(AUGUSTINE GEORGE MASIH)
JUDGE**

September 9th, 2022
Puneet

**(ALOK JAIN)
JUDGE**

Whether speaking/reasoned: Yes

Whether Reportable: No