

Niti

IN THE HIGH COURT OF BOMBAY AT GOA

**MISC. CIVIL APPLICATION NOS.534 & 460 OF 2023
IN
PIL WRIT PETITION NO.28 OF 2022**

**MISC. CIVIL APPLICATION NO.534 OF 2023
IN
PIL WRIT PETITION NO.28 OF 2022**

SESA RESOURCES
LIMITED THR
DHIRAJKUMAR N.
JAGDISH

... APPLICANT

Versus

THE DIRECTORATE OF
MINES AND GEOLOGY
AND 9 ORS.

... RESPONDENTS

Mr S.S. Kantak, Senior Advocate with Mr A. Gosavi, Ms Neha Kholkar, Mr G. Kaskar, Ms S. Dessai, Mr K. Naik Ms G. Naik, Advocates for the Applicant.

Ms Maria Correia, Additional Government Advocate for Respondent No.1.

Mr Raviraj Chodankar, Central Government Standing Counsel for Respondent Nos.2,3 and 4.

Mr Pavithran A.V., Advocate for Respondent No.5.

AND

**MISC. CIVIL APPLICATION NO.460 OF 2023
IN
PIL WRIT PETITION NO.28 OF 2022**

THE DIRECTORATE OF
MINES AND GEOLOGY
THR. ITS DIRECTOR

....APPLICANT

Versus

THE GOA FOUNDATION
THR. ITS SECRETARY
DR. CLAUDE ALVARES

.... RESPONDENT

Ms Maria Correia, Additional Government Advocate for the Applicant.

Ms Norma Alvares with Mr Om D'Costa, Advocates for the Respondent.

**CORAM: M. S. SONAK &
VALMIKI SA MENEZES, JJ.**

DATE: 27th FEBRUARY 2024

P.C. :

1. Mr S.S. Kantak, learned Senior Advocate for the applicant in Misc. Civil Application No.534 of 2023, on instructions, states that Misc. Civil Application No.534 of 2023 is not pressed because apart from the issue of mining dumps other issues are involved in the petition. He submits that the interest of justice would be best served if the main petition itself is taken up for final hearing at an early date.

2. The above request is not opposed by Ms Alvares, the learned Counsel for the petitioner.

3. Even otherwise, we think that the time required for considering Misc. Civil Application No.534 of 2023 and the main petition would be about the same.

4. Accordingly, we post PIL Writ Petition No.28 of 2022 for final hearing on 16.04.2024, high on Board, subject to overnight part-heard matters. The matter to remain on Board until it is finally disposed of.
5. Misc. Civil Application No.534 of 2022 is disposed of.
6. In Misc. Civil Application No.460 of 2023, which was filed by the State, we had already permitted the State to re-auction 5000 Metric Tons of ore at the site subject to certain conditions. Accordingly, even Misc. Civil Application No.460 of 2023 is now disposed of.

VALMIKI SA MENEZES, J.

M. S. SONAK, J.

NITI K
HALDANKAR

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Date: 2024.02.28
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