HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
(Special Original Jurisdiction)

TUESDAY ,THE EIGHTEENTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE T.VINOD KUMAR

WRIT PETITION NO: 4727 OF 2025

Between:

M/s Robo Silicon Private Limited, 402, 4th Floor, Sri Durga Towers, Road No.10, Banjara Hills, Hyderabad - 500 034. Represented by its General Manager (Legal) Mr. Sreekanth Palateerdhapu

...PETITIONER

AND

1. The State of Telangana, Represented by its Principal Secretary, Industries and Commerce Dept. (Mines and Geology), Hyderabad, Telangana
2. The Director of Mines and Geology, Hyderabad, Telangana
3. The Assistant Director of Mines and Geology, Medchal - Malkajgiri District, Telangana
4. The Deputy Director of Mines and Geology, Hyderabad, Telangana

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a Writ, Order or a direction, particularly in the nature of a Writ of Mandamus, Declaring the inaction of the Respondents in hearing or disposing off the revision and stay applications filed by the petitioner under S.35-A of the TMMC Rules, 1966, as illegal and unconstitutional and in stark violation of Articles 14, 19 (1) (a) and 19 (1) (g) of the Constitution of India and the principles of natural justice, and consequently direct the official respondents to decide and pass orders after hearing the revision and interlocutory applications filed by the petitioners on merits in accordance with law

IA NO: 1 OF 2025

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 suspend the Demand Notice No.36/S/2010, dated 16.12.2024, till the time the official respondents, hear and dispose of the revision application filed by the petitioners, in accordance with law

IA NO: 2 OF 2025

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 direct the respondents to allow -If e petitioners to continue its mining operations in Survey No.345 of Girmapur Village, Medchal Mandal, Medchal - Malkajgiri District, Admeasuring Ac.5.00, thereby directing department to continue issuing dispatch permits, till the time the revision application is not properly heard or disposed off in accordance with law

Counsel for the Petitioner: SRI. N. JEEVAN KUMAR

Counsel for the Respondents: GP FOR MINES AND GEOLOGY

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE T. VINOD KUMAR

WRIT PETITION No.4727 of 2025

ORDER:

Heard learned counsel for petitioner and learned Government Pleader for Mines and Geology appearing on behalf of respondents, and perused the record. With the consent of learned Counsel for the parties, the Writ Petition is taken up for hearing and disposal at the stage of admission.

2. Shorn of unnecessary details, the case of the petitioner, in brief, is that aggrieved by the demand notice dated 16-12-2024, it had filed a Revision under Rule 35-A of the Telangana Minor Mineral Concession Rules, 1966 (for short 'the Rules') on 20-01-2025 to the Government and the said Revision is pending for consideration as of date.

3. Petitioner further contends that on account of issuing demand notice demanding normal seigniorage fee and 5 times penalty, the respondent authorities are not allowing the petitioner to generate/obtain dispatch/transport permit, and thus, seeks for a direction to respondents to dispose of the Revision at the earliest.

4. *Per contra*, learned Government Pleader appearing on behalf of respondents would submit that if this Court were to direct the respondent authorities to dispose of the Revision in a time bound manner, the authorities would abide by the direction as may be issued by this Court.

5. I have taken note of respective contentions urged.

6. Since, the petitioner, aggrieved by the demand notice, having filed a Revision under Rule 35-A of the Rules with the 1st respondent-State on 20-01-2025, this Court is of the view that without expressing any opinion on the merits of the matter, the respondent authorities are to be directed to dispose of the Revision in a time bound manner.

7. Accordingly, the 1st respondent is hereby directed to dispose of the Revision preferred by the petitioner on 20-01-2025 within a period of eight (08) weeks from the date of receipt of a copy of this order.

8. Subject to above direction, the Writ Petition is disposed of. No costs.

9. As a sequel, miscellaneous petitions, if any, pending shall stand closed.

SD/-K. SREE RAMA MURTHY
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Industries and Commerce Dept. (Mines and Geology), Hyderabad, Telangana
2. The Director of Mines and Geology, Hyderabad, Telangana
3. The Assistant Director of Mines and Geology, Medchal - Malkajgiri District, Telangana
4. The Deputy Director of Mines and Geology, Hyderabad, Telangana
5. One CC to SRI. N. JEEVAN KUMAR, Advocate [OPUC]
6. Two CCs to GP FOR MINES AND GEOLOGY ,High Court for the State of Telangana at Hyderabad [OUT]
7. Two CD Copies

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BS

HIGH COURT

DATED:18/02/2025



ORDER

WP.No.4727 of 2025

DISPOSING OF THE WRIT PETITION WITHOUT COSTS

(10) Xpies

5/3/25