

IN THE HIGH COURT OF ANDHRA PRADESH: AMARAVATI

THE HON'BLE SRI JUSTICE SUBBA REDDY SATTI

WRIT PETITION No.20877 of 2023

Kuruva Rajani, W/o. Bicche Lokesh,
Aged 30 years, Occ. Housewife, R/o.
MIG- 256, Adoni town, Kurnool
District.

...Petitioner

Versus

The State Of Andhra Pradesh, Rep. by
its Principal Secretary to Government,
Department of Mines and Geology,
Secretariat, Velagapudi, Amaravathi,
Guntur District and eight others.

...Respondents

Counsel for the petitioner : Sri P.Nagaraju

Counsel for respondent Nos.1 to 5 : GP for Mines and
Geology

Counsel for respondent Nos.6 to 8 : GP for Revenue

Counsel for respondent No.9 : -----

ORDER

The present writ petition is filed under Article 226 of
the Constitution of India seeking the following relief:

“... to issue writ, order or direction more particularly one
in the nature of WRIT OF MANDAMUS declaring the
inaction of respondents 2 to 8 on my representation
dt.10.07.2023 submitted to prevent the illegal and
unauthorized mining activity being carried out by 9th
respondent in large scale and excavation of Gravel in the
land connected to my share of private landed property of

Ac.0.50 cents in Survey No.455-2A situated in Mandagiri Village of Adoni Mandal, Kurnool District and the matter is still pending and temporary injunction order granted in O.S.No.150/2022 in my favour as illegal, irregular, irrational and violative of provisions of Mining Regulation Act and rules and regulations framed there under, Andhra Pradesh Panchayat Raj Act, 1994. Andhra Pradesh (Andhra Area) Public Health Act, 1939. Environment (Protection) Act, 1986 and offends Articles 14 and 21 of Constitution of India and consequently direct the respondents 2 to 8 to prevent 9th respondent and his henchmen from carrying out illegal and unauthorized mining activity and excavation of Gravel from the aforesaid lands, by sizing the offending vehicles and recovering mining seigniorage with penalty and pass such other order or orders....”

2. When the matter was listed on 16.08.2023, learned Government Pleader took notice on behalf of respondent Nos.1 to 5 and learned Government Pleader for Revenue to take notice on behalf of respondent Nos.6 to 8. Notice was ordered against respondent No.9 and petitioner was permitted to take out personal notice.

3. Today when the matter was listed learned Government Pleader for Mines and Geology passed on instructions submitted by the District Mines and Geology Officer, Kurnool. A copy of the instructions was also furnished to the learned counsel for the petitioner in the Court.

4. A perusal of the instructions of Deputy Director of Mines and Geology, 3rd respondent herein would disclose that an extent of Ac.0-50 cents in Sy.No.455-2A is situated beside the ring road of Bypass of Yemmiganur to Aspari of Kurnool District. In the said area sand depot is being operated by JP Group. No illegal mining is noticed by the authority. The instructions of the District Mines and Geology Officer are placed on record.

5. Since there is no illegal mining operation in the area of an extent of Ac.0-50 cents in Sy.No.455-2A of Mandagiri Village, Adoni Mandal, Kurnool District, no orders are required in the writ petition.

6. Accordingly, the Writ Petition is closed. There shall be no order as to costs.

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

JUSTICE SUBBA REDDY SATTI

Date: 12.10.2023

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115

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Date: 12.10.2023

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