

- ii. A direction to permit the Petitioner to export the unsold quantity of excavated material.

Heard Mr. Dushyant Dave, learned Senior counsel appearing for the petitioners and the learned Advocate General appearing for the State of Karnataka.

With respect to the first prayer, from a perusal of the petition, it is clear that the Petitioner has already filed a writ petition before the Karnataka High Court challenging the auction initiated by the State of Karnataka, which is still pending before the Karnataka High Court.

Coming to the second prayer, with respect to the export of the unsold material, the Petitioner had already sought a similar direction in I.A. No. 61304 of 2019 in W.P. (C) No. 562 of 2009, which is still pending before this Court along with other similar matters.

We are therefore not inclined to entertain the present Writ Petition.

During the course of hearing, learned Senior counsel seeks permission to withdraw the Writ Petition with the liberty to approach the High Court of Karnataka.

In view of the request made, the Writ Petition is dismissed as withdrawn with the aforesaid liberty.

We request the High Court of Karnataka to consider the early disposal of the matter pending before it.

Learned Advocate General appearing for the State of Karnataka submits that they are not going to touch the minerals which were already excavated by the petitioners. We record the statement made by the learned Advocate General.

I.A. No. 61304 of 2019 in W.P. (C) No. 562 of 2009 to be taken up with I.A. No. 152631 of 2018 in W.P. (C) No. 562 of 2009.

(VISHAL ANAND)
COURT MASTER (SH)

(RAJ RANI NEGI)
ASSISTANT REGISTRAR

