

THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION No.14704 of 2011

Date: 31.05.2011

Between:

Afzal Khan and others.

... Petitioners

and

The Government of Andhra Pradesh,
Rep.by its Principal Secretary,
Department of Mines and Geology,
Secretariat, Hyderabad and others.

...

Respondents

THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION No.14704 of 2011

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ORDER :

The relief sought for in this writ petition is to declare the action of the respondents in seizing the petitioners' lorries bearing Nos.AP 04 U 8669, KA 07 4631 and KA 07 6616 without following the procedure prescribed under Rule 9-X of A.P. Minor Mineral Concession Rules, 1966 (for brevity "the Rules") as illegal and arbitrary and for a consequential direction to release the lorries pending enquiry by the District Committee.

2. It is represented by Sri D. Kodanda Rami Reddy, learned counsel for the petitioners that the 2nd respondent has been

authorized by the District Collector to take action in terms of Rules 9-X and 26 of the Rules.

3. Therefore, I consider it appropriate to permit the petitioners to submit representation to the 2nd respondent within three days from today, who, within one week from the date of receipt of a copy of this order, shall pass orders thereupon in accordance with law.

4. It is needless to mention that it is open to the 2nd respondent to impose conditions as prescribed under the Rules for release of the vehicles in question.

5. The writ petition stands disposed of, at the admission stage. No order as to costs.

JUSTICE RAMESH RANGANATHAN

31.05.2011.

Note : Issue C.C. by tomorrow.

B/O
Msr/Gk

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(Msr/Gk)