

Hon'ble Sudhanshu Dhulia, J.

Mr. Ashish Sinha, Advocate for the petitioner.

Mr. Yogesh Pandey, Additional CSC for the State/respondents.

The petitioner before this Court has challenged the order dated 16.10.2019 passed by the Additional District Magistrate, Haridwar, by which a penalty of Rs.12,53,250/- (Rupees Twelve Lakh Fifty Three Thousand Two Hundred Fifty only) has been imposed on the petitioner.

The allegation against the petitioner is that he has done illegal mining. The order of the Additional District Magistrate was based on the report submitted by the subordinate officials.

A preliminary objection has been raised by the learned State Counsel that the order passed by the Additional District Magistrate is an appellable order under Rule 15 of the Uttaranchal Minerals (Prevention of Illegal Mining, Transportation and Storage) Rules, 2005, a fact which is admitted by the learned counsel for the petitioner.

Since the petitioner has an alternative remedy to file an appeal, no interference is being called for by this Court in the matter.

Consequently, the writ petition is dismissed in limine on ground of alternative remedy.

(Sudhanshu Dhulia, J.)

20.12.2019

Ankit/