

02. 29.01.2020

Heard learned counsel for the petitioner and the learned Addl. Government Advocate.

The petitioner settled a long term lease for five years for mining of minor minerals i.e. black stone but the lessee could not operate the source for full period of five years owing to late receipt of environment clearance from SEIAA as per OMMC Rules, 2014. Hence, he has made a representation before the Tahasildar, Rasulpur for extension of four years for operating the minor minerals lease. In this connection, the learned counsel for the petitioner submits that the Addl. District Magistrate, Ganjam has issued a letter to all the Tahasildars of Ganjam District for extension of period of quarry lease of minor minerals sairat source. The learned counsel for the petitioner submits that the same treatment may be meted out to the petitioner, who is operating the minor minerals source in Jajpur District.

Keeping in view the aforesaid consideration, the writ petition is disposed of giving liberty to the petitioner to file a properly articulated representation before the Tahasildar, Rasulpur i.e. opposite party no.2 within seven days hence along with a copy of the brief and a certified copy of this order. On such event, the opposite party no.2, keeping the facts of the case and the order passed by the Addl. District Magistrate, Ganjam to maintain the principle of parity, shall dispose of the same by a speaking order within fifteen days therefrom, after affording reasonable opportunity of hearing to the parties.

Grant certified copy of this order on proper application.

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S.K. Mishra,J.

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DR. A.K. Mishra,J.

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