

**HIGH COURT OF UTTARAKHAND AT
NAINITAL**

**THE HON'BLE CHIEF JUSTICE MS. RITU BAHRI
AND
THE HON'BLE JUSTICE SRI RAKESH THAPLIYAL**

29th February, 2024

Writ Petition (PIL) No. 26 of 2024

Randeep Singh and AnotherPetitioners

Versus

State of Uttarakhand and othersRespondents

Counsel for the petitioners	:	Mr. SRS Gill, learned counsel
Counsel for the State	:	Mr. P.C. Bisht, learned Addl. CSC
Counsel for respondent No. 3	:	Mr. Aditya Pratap Singh, learned counsel

Judgment: (per Ms. Ritu Bahri, C.J.)

Mr. P.C. Bisht, learned Additional Chief Standing Counsel accepts notice on behalf of respondent Nos. 1,2, 4 & 5 and Mr. Aditya Pratap Singh, learned counsel accepts notice on behalf of respondent No. 3.

2. Petitioners are aggrieved by the installation of stone crusher, the permission of which was granted in 2013. The petitioners' house is located near the stone crusher. The petitioner has made a representation that the permission of the stone crusher has been granted against the norms. They made a representation to the Director Geological Mining Unit, Uttarakhand, Annexure 6, at page 118 on 01.02.2024, however, copy of the same has been sent to the District Magistrate, Udham Singh Nagar, as well.

3. Along with this petition, the petitioner has also placed on record a letter dated 03.05.2022, at page 111 of the paper book, to show that the District Magistrate, Udham Singh Nagar has sent a letter to the Secretary, Industrial Development Department, Government of Uttarakhand, Dehradun regarding NOC, which has been obtained by the Naintal Stone Crusher on fake documents.

4. This writ petition is not being treated as PIL, however, keeping in view the letter dated 03.05.2022, sent by the District Magistrate, Udham Singh Nagar to the Secretary, Industrial Development Department, Government of Uttarakhand, Dehradun, this petition, at this stage, is being disposed of by giving direction to the District Magistrate, Udham Singh Nagar to pass a speaking order on the representation (Annexure 6 dated 01.02.2024) keeping in view the letter dated 03.05.2022, at page 111 of the paper book.

5. The writ petition is, accordingly, disposed of.

Ritu Bahri, C.J.

Rakesh Thapliyal, J.

Dt: 29th February, 2024
M/K