

(SHOW CAUSE NOTICE BEFORE ADMISSION)

IN THE HIGH COURT OF ANDHRA PRADESH: AT AMARAVATI

(Special Original Jurisdiction)

TUESDAY, THE TWENTY EIGHTH DAY OF MARCH
TWO THOUSAND AND TWENTY ONE

:PRESENT:

THE HONOURABLE THE CHIEF JUSTICE SRI PRASHANT KUMAR MISHRA
AND
THE HONOURABLE SRI JUSTICE R RAGHUNANDAN RAO

W.P.(PUBLIC INTEREST LITIGATION) NO: 39 OF 2023

Between:

B.Sreenivasa Rao @ Jai Bheem Srinivas, S/o Venkateswararao, Aged 36 years,
Occ: Advocate, R/o.H.No.76-51-101, Old MIG, HB Colony, Bhavanipuram,
Vijayawada, Adhar.No -430477905798, PAN.NO -CYYP5489K.

.....Petitioner

AND

1. State of Andhra Pradesh, Rep. by Prl. Secretary to Government, Mines, Industries and Commerce Department, Secretariat, Velagapudi, Guntur Dist,
2. District Collector cum Chairman, District Level Sand Committee, NTR District at Vijayawada.
3. Director of Mines and Geology, Ibrahimpatnam, Vijayawada.
4. Asst. Director of Mines and Geology, Nandigama, NTR District.
5. Commissioner of Police, Vijayawada.
6. Revenue Divisional Officer, Nandigama, NTR District (Krishna).
7. Mondithoka Jagan Mohan Rao, S/o Krishna, Occ. MLA, Nandigama, NTR District.
8. Mondithoka Arun Kumar, S/o Krishna, Occ. MLC, Nandigama, NTR District.
9. Gude Bujji S/o Rangarao, Aged 45 years, R/o Gottumukkala Village Kanchikacherla Mandal, NTR District.

.....Respondents

WHEREAS the petitioner above named through his Advocate SRI.J.ANIL KUMAR presented this Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a writ, order or direction more particularly one in the nature of writ of mandamus to declaring the to issue a writ, order or direction more particularly one in the nature of writ of Mandamus to declaring the to issue Writ, order or Direction more particularly one in the nature of MANDAMUS declaring the in action of the Respondent Nos. 2 to 6 in initiating action against the Respondents 7 to 9, to curtail illegal sand mining in Nandigama Constituency i.e. Gani Atkur Village, Jonnalagadda Village, Kancharla Village, Ithavaram Village, Aithavaram Village and Magallu Village of Nandigama Constituency in 4 mandals namely Kanchikacherla Mandal, Nandigama Mandal, Chandarlapadu Mandal and Veerullapadu Mandal, as illegal,

irregular, irrational and arbitrary, violative of Articles 14 and 21 of Constitution of India and Mines and Mineral (Development and Regulation) Act, 1957 and rules framed thereunder.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of SRI.J.ANIL KUMAR Advocate for the petitioner, learned Government Pleader for Mines & Geology for respondent Nos.1 to 4, learned Government Pleader for Home for respondent No.5 and learned Government Pleader for Revenue for respondent No.6, **directed issue of notice to Respondents**, herein **returnable in four weeks** to show cause as to why this W.P.(PIL) should not be admitted.

You viz:

1. The Prl. Secretary to Government, Mines, Industries and Commerce Department, State of Andhra Pradesh, Secretariat, Velagapudi, Guntur Dist,
2. The District Collector cum Chairman, District Level Sand Committee, NTR District at Vijayawada.
3. The Director of Mines and Geology, Ibrahimpatnam, Vijayawada.
4. The Asst. Director of Mines and Geology, Nandigama, NTR District.
5. The Commissioner of Police, Vijayawada.
6. The Revenue Divisional Officer, Nandigama, NTR District (Krishna).
7. Mondithoka Jagan Mohan Rao, S/o Krishna, Occ. MLA, Nandigama, NTR District.
8. Mondithoka Arun Kumar, S/o Krishna, Occ. MLC, Nandigama, NTR District.
9. Gude Bujji S/o Rangarao, R/o Gottumukkala Village Kanchikacherla Mandal, NTR District.

are directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION (PIL) should not be admitted.

THE COURT MADE THE FOLLOWING ORDER:

(Through Physical mode)

Issue notice to the respondents, returnable in four weeks.

Post this case after four weeks.

**Sd/- U. SRI DEVI
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

Fo

To

1. The Prl. Secretary to Government, Mines, Industries and Commerce Department, State of Andhra Pradesh, Secretariat, Velagapudi, Guntur Dist,
2. The District Collector cum Chairman, District Level Sand Committee, NTR District at Vijayawada.

3. The Director of Mines and Geology, Ibrahimpatnam, Vijayawada.
4. The Asst. Director of Mines and Geology, Nandigama, NTR District.
5. The Commissioner of Police, Vijayawada.
6. The Revenue Divisional Officer, Nandigama, NTR District (Krishna).
7. Mondithoka Jagan Mohan Rao, S/o Krishna, Occ. MLA, Nandigama, NTR District.
8. Mondithoka Arun Kumar, S/o Krishna, Occ. MLC, Nandigama, NTR District.
9. Gude Bujji S/o Rangarao, R/o Gottumukkala Village Kanchikacherla Mandal, NTR District. **(1 to 9 by RPAD along with a copy of petition and memorandum of grounds)**
10. One CC to SRI.J.ANIL KUMAR Advocate (OPUC)
11. Two CC to the GP for Mines & Geology, High Court of Andhra Pradesh (OUT)
12. Two CC to the GP for Home, High Court of Andhra Pradesh (OUT)
13. Two CC to the GP for Revenue, High Court of Andhra Pradesh (OUT)
14. Two spare copies.

SRL

HIGH COURT

HCJ & RRRJ

DATED:28.03.2023

NOTE: POST THIS CASE AFTER FOUR WEEKS

NOTICE BEFORE ADMISSION

WP(PIL).No.39 of 2023

