

IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI
(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SEVENTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY FOUR



PRESENT

HON'BLE DR JUSTICE K MANMADHA RAO

WRIT PETITION NO: 6264 OF 2016

Between:

M.J.V.G. Appa Rao, S/o Eswara Prasad, age 43 years, Occ: Business, # 1-197 (Main Road), Kamavarapukota Mandal, West Godavari District, A.P.

...PETITIONER

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary Industries & Commerce (M-II) Department AP Secretariat, Hyderabad.
2. The Director of Mines and Geology, Government of Andhra Pradesh, Hyderabad
3. The District Level Sand Committee, West Godavari District Rep. by its Chairman & Joint Collector Eluru, West Godavari District.
4. The District Collector, (Sand Auction), West Godavari District, At Eluru.
5. The Assistant Director Mines & Geology, Eluru West Godavari District.

...RESPONDENTS

Petition under Article 226 of the Constitution of India is filed praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to call for the records and issue a Writ of Mandamus declaring the action of the 15, respondent in Memo No.17620/M.II(1)/ 2015-7, dated 17-02-2016 as arbitrary, illegal, unjust, unconstitutional, null and void and contrary to the Rules framed vide GO Ms.No.20, Industries and Commerce Department dated 15-01-2016 apart from fundamental rights guaranteed under Article 19 of Constitution of India and consequently direct

the respondents to process the tender of the petitioner (Buyer Registration No.72532 given by MSTC) in respect of Ramaiahpeta (16896) Sand Reach, Polavaram Mandal, West Godavari District.

I.A. NO: 1 OF 2016(WPMP. NO: 7972 OF 2016)

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay all further proceedings including finalization of bids in respect of Ramaiah Peta Sand Reach (16896), Polavaram Mandal, West Godavari District pursuant to Orders of the 1st respondent in Memo No.17620/M.II(1)/2015-7 dated 17-02-2016, pending disposal of the above writ petition.

Counsel for the Petitioner: SRI G RAJA BABU

Counsel for the Respondents: GP FOR MINES AND GEOLOGY

The Court made the following: ORDER



IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)

[3310]

WEDNESDAY, THE TWENTY SEVENTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE DR JUSTICE K MANMADHA RAO

WRIT PETITION NO: 6264/2016

Between:

M.j.v.g. Appa Rao,

...PETITIONER

AND

The State Of Andhra Pradesh and Others

...RESPONDENT(S)

Counsel for the Petitioner:

1.G RAJA BABU

Counsel for the Respondent(S):

1.GP FOR MINES AND GEOLOGY (AP)

The Court made the following:

ORDER:

This Writ Petition under Article 226 of the Constitution of India is filed
seeking the following relief:

*".....to call for the records and issue a WRIT OF MANDAMUS
declaring the action of the 1st respondent in Memo.No.17620/M
II1/2015-7, dated 17.02.2016 as arbitrary, illegal, unjust
unconstitutional null and void and contrary to the Rules framed vide
GO.Ms.No.20 Industries and Commerce Department, dated
15.01.2016 apart from fundamental rights guaranteed under Article 19
of Constitution of India and consequently direct the respondents to*

process the tender of the petitioner Buyer Registration No.72532 given by MSTC in respect of Ramaiahpet 16896 Sand Reach Polavaram Mandal West Godavari District...."

2. Heard Mr G.Raja Babu, learned counsel for the petitioner and the learned Assistant Government Pleader for Mines and Geology appearing for the respondents.

3. On hearing, learned Assistant Government Pleader for Mines and Geology appearing for the respondents submits that as the period mentioned in the auction notification expired long back, no cause survives in the Writ Petition and the same may be closed.

4. Recording the submission of learned Assistant Government Pleader, this Writ Petition is closed. However, the respondents are directed to refund the amount if any paid by the petitioner with regard to the subject tender notice. There shall be no order as to costs.

As a sequel, miscellaneous applications pending, if any, shall also stand closed.

//TRUE COPY,

Sd/-B PRASADA RAO
ASSISTANT REGISTRAR


SECTION OFFICER

To,

1. One CC to Sri G Raja Babu Advocate [OPUC]
2. Two CCs to GP for Mines and Geology, High Court of Andhra Pradesh. [OUT]
3. Three CD Copies

TF

HIGH COURT

DATED:27/11/2024

ORDER

WP.No.6264 of 2016



CLOSING THE W.P. WITHOUT COSTS