

(ARISING OUT OF DIARY NO. 32822 OF 2022)

(ARISING OUT OF DIARY NO. 35307 OF 2022)

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months from today.

In view of the statement made, the finding given in the impugned judgment/order that there is deemed approval and the consequent directions given in the paragraph 11 of the impugned judgment/order are set aside.

The application filed by the respondent - M/s Shamalsha Girdhari Mineral Co. would be considered as per the applicable rules as expeditiously as possible and preferably within a period of six months from today. The question which rule(s) would be applicable is left open. This aspect and question would be decided by the authorities, without being influenced by the impugned judgment.

Recording the aforesaid, the impugned judgment is set aside and the appeals are allowed in the above terms.

Pending application(s), if any, shall stand disposed of.

.....J.  
(SANJIV KHANNA)

.....J.  
(S.V.N. BHATTI)

NEW DELHI;  
AUGUST 18, 2023.

ITEM NO.57

COURT NO.3

SECTION IV-A

**S U P R E M E C O U R T O F I N D I A**  
**RECORD OF PROCEEDINGS**

**SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 32822/2022**

(Arising out of impugned final judgment and order dated 08-04-2021 in WP No. 3806/2021 passed by the High Court of Karnataka at Bengaluru)

THE STATE OF KARNATAKA &amp; ORS.

Petitioner(s)

VERSUS

M/S SHAMALSHA GIRDHARI MINERAL CO.

Respondent(s)

(IA No. 159019/2022 - CONDONATION OF DELAY IN FILING  
IA No. 159020/2022 - EXEMPTION FROM FILING O.T.)

WITH

Diary No(s). 35307/2022 (IV-A)

(FOR ADMISSION and I.R. and IA No.174606/2022-CONDONATION OF DELAY  
IN FILING and IA No.174611/2022-EXEMPTION FROM FILING O.T.)

Date : 18-08-2023 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE SANJIV KHANNA  
HON'BLE MR. JUSTICE S.V.N. BHATTI

For Petitioner(s) Mr. Nishanth Patil, A.A.G.  
Mr. V. N. Raghupathy, AOR  
Mr. Manendra Pal Gupta, Adv.  
Mr. Ayush P Shah, Adv.  
Mr. Vignesh Adithiya S, Adv.

For Respondent(s) Ms. S.R. Anuradha, Sr. Adv.  
Ms. Liz Mathew, AOR  
Ms. Mallika Agarwal, Adv.  
Mr. Nisarg Bhardwaj, Adv.

UPON hearing the counsel, the Court made the following  
O R D E R

Delay condoned.

Leave granted.

The appeals are allowed in terms of the signed order.

Pending application(s), if any, shall stand disposed of.

(BABITA PANDEY)  
COURT MASTER (SH)

(R.S. NARAYANAN)  
ASSISTANT REGISTRAR

(Signed order is placed on the file)