

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 3480 of 2018**

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GUJARAT BLACKSTONE QUARRY INDUSTRIES ASSOCIATION
Versus
UNION OF INDIA & ORS.

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Appearance:

MR. MAULIN RAVAL, SENIOR COUNSEL FOR MR. SAHIL M SHAH(6318) for the Petitioner(s) No. 1
RAVAL & TRIVEDI ASSOCIATES(9262) for the Petitioner(s) No. 1
MS. HETAL PATEL, ASST. GOVERNMENT PLEADER for the Respondent(s) No. 2,3
MR. HARSHEEL D SHUKLA(6158) for the Respondent(s) No. 1

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CORAM: HONOURABLE THE CHIEF JUSTICE MRS. JUSTICE SUNITA AGARWAL
and
HONOURABLE MR. JUSTICE D.N. RAY

Date : 20/04/2026

ORAL ORDER
(PER : HONOURABLE THE CHIEF JUSTICE MRS. JUSTICE SUNITA AGARWAL)

1. Heard Mr. Maulin Raval, the learned Senior Advocate assisted by Mr. Sahil M. Shah, the learned advocate for the petitioner.
2. The present petition is filed by an association namely, Gujarat Blackstone Quarry Industries Association comprising of about 2500 members.
3. It is stated in the writ petition that out of approximately 2500 mining leases entered into by the members of the petitioner Association, 2450 mining leases are related to the land, which is privately owned by the members of the petitioner Association themselves.

4. The challenge is to the Gujarat Mines Minerals Concession Rules, 2017 (for short, "the Concession Rules' 2017) being contrary to the provisions of the Mines and Minerals (Development and Regulation) Act' 1957.

5. When the matter was last heard on 23.03.2026, it was adjourned to intimate the Court as to whether there exist any subsisting lease entered into by the members of the petitioner Association, who have raised the challenge.

6. It was noted therein that there is a need to give clarity about the prejudice caused to the members of the petitioner Association, inasmuch as, the Concession Rule' 2017, subject matter of challenge in the writ petition, have been amended by the Gujarat Minor Mineral Concession (Second Amendment) Rules, 2022 notified vide notification dated 12.10.2022.

7. The learned Senior Advocate appearing for the petitioner Association would submit that it may not be possible for the petitioner Association to ascertain the prejudice caused to the individual members.

8. The submission, thus, is that the present petition may be disposed of with the liberty to the individual miners / leaseholders / members of the petitioner Association, to raise their grievances, if subsists, under the the Gujarat Minor Mineral Concession (Second Amendment) Rules, 2022, notified on 12.10.2022.

9. In view of the above, without entering into the merits of the claim of the petitioner herein, the present petition stands disposed of with the liberty to the individual miners / leaseholders to agitate their grievances by availing the remedy as may be available in law, as advised.

(SUNITA AGARWAL, CJ)

(D.N.RAY,J)

SAHIL S. RANGER