

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 16994 of 2024**

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M/S KHODAL STONE INDUSTRIES THROUGH ITS PARTNER DIPAK
KUMAR BHENSDADIYA
Versus
UNION OF INDIA & ORS.

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Appearance:

ASHVA LEGAL ADVISORS LLP(13473) for the Petitioner(s) No. 1
MR.AVINASH PODDAR(9761) for the Petitioner(s) No. 1
MS ANCHAL A PODDAR(13386) for the Petitioner(s) No. 1
MR RAJ TANNA, AGP for the Respondent(s) No. 3
MR NEEL P LAKHANI(10679) for the Respondent(s) No. 4,5
MR SIDDHARTH H DAVE(5306) for the Respondent(s) No. 1,2

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CORAM:HONOURABLE MR. JUSTICE BHARGAV D. KARIA
and
HONOURABLE MR.JUSTICE D.N.RAY

Date : 18/12/2024**ORAL ORDER****(PER : HONOURABLE MR. JUSTICE BHARGAV D. KARIA)**

1. Heard learned advocate Mr.Avinash Poddar for the petitioner through video conference, learned advocate Mr.Siddharth H. Dave for the respondent No.1 and 2 and learned Assistant Government Pleader Mr.Raj Tanna for the respondent No.3.

2. It was submitted by learned advocate Mr.Avinash Poddar that similar matter pertaining to GST on royalty on mining lease is pending for adjudication before this Court being Special Civil Application No.11563 of 2023 and allied matters.

3. It was further submitted that pursuant to the impugned show-cause notice, the adjudication process is going on and therefore, the prayer is made for restraining the respondents for passing the final order.

4. Considering the above submissions, issue **Notice**, returnable on **16th January, 2025**.

Direct service through E-mail is permitted.

5. By way of ad-interim relief, the adjudication process pursuant to the impugned show-cause notice may continue, however, the respondent-Authorities shall not pass the final order without prior permission of this Court during pendency of this petition.

6. To be heard with Special Civil Application No.11563 of 2023 and allied matter.

(BHARGAV D. KARIA, J)

(D.N.RAY,J)

PALAK