

M/s. J.S. Enterprises Vs. State of Himachal Pradesh &  
Ors.

**CWP No. 9082 of 2026**

05.06.2026 Present: Mr. Goverdhan Lal Sharma, Advocate (Mr. Satish Kumar, Advocate, through V.C.), for the petitioner.

Mr. Sushant Keprate, Additional Advocate General, for the respondents.

**CWP No. 9082 of 2026 & CMP No. 13283 of 2026**

**Notice.** Mr. Sushant Keprate, learned Additional Advocate General, accepts service of notice on behalf of the respondents.

2. The grievance of the petitioner is that petitioner is successful bidder in e-auction for allotment of lease of right to collect toll under The H.P. Tolls Act, 1975 w.e.f 1.4.2026 to 31.3.2027. It has been submitted that bid by the petitioner was quoted on the basis of rate for toll mentioned in Schedule-1 to the announcement inviting the toll bids and in terms of allotment, petitioner has to deposit ₹ 2,82,06,801/- per month, however, now during the currency period of allotment in favour of the petitioner, rates of toll have been reduced by respondents-State for certain categories of vehicles, and in view of reduction of rates of toll, collection of toll amount has substantially reduced in proportion to reduction of rates of tolls and, therefore, present petition has been filed seeking direction to revise the amount of security deposit as well as monthly installments on *prorata basis*.

3. Learned Additional Advocate General has

submitted that to address the grievance of the petitioner and to resolve the issues involved in present lis, as per instructions imparted to him, a Committee has been constituted by the Government and, an appropriate decision is likely to be taken within about 10 days and, therefore, he has prayed ten days' time to file response or appropriate instructions in the matter. Prayer is accepted.

4. In view of above submissions, a *prima facie* case is made out for granting interim protection to the petitioner by permitting the petitioner to deposit, as agreed at this stage, ₹1,90,00,000/- as monthly toll fee at reduced rate, instead of ₹ 2,82,06,801/-. Petitioner shall continue to deposit toll fee of ₹1,90,00,000/- per month without any fail, subject to further orders to be passed by this Court or agreement if any arrived at between the parties.

List for consideration on 30<sup>th</sup> June, 2026 before the appropriate Bench.

**Jyotsna Rewal Dua**  
Judge

**Ranjan Sharma**  
Judge

**05<sup>th</sup> June, 2026**  
(Shamsh Tabrez)