

**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

S.B. Civil Writ Petition No. 5563/2019

Bhagwan Shree Charbhuj Nathji Mandir Trust, Village Phalwa-
Tehsil-Nimbahera, District Chittorgarh, Through Its President
Shri Shyam Sunder Ameta S/o Shri Gotam Lal Ji, Aged About 70
Years, R/o Village-Phalwa, Tehsil - Nimbaheda, District
Chittorgarh (Rajasthan).

-----Petitioner

Versus

1. The State Of Rajasthan, Through The Secretary,
Industries Department, Government Of Rajasthan, Jaipur.
2. The District Collector, Chittorgarh (Raj.).
3. The Sub Divisional Officer, Nimbaheda, District -
Chittorgarh, Rajasthan.
4. M/s Wonder Cement Limited, Through Its Chief Managing
Director, Registered Office R.k. House, Makrana Road,
Madanganj-Kishangarh, District Ajmer, Rajasthan.
5. The Assistant Commissioner, Devsthan Vibhag, Udaipur.

-----Respondents

For Petitioner(s)	:	Mr. S.P. Sharma
For Respondent(s)	:	Mr. A.K. Sharma, Sr. Adv. through VC assisted by Mr. Sandeep Soni and Ms. Saumya Choudhary

HON'BLE MR. JUSTICE GANESH RAM MEENA

Order

11/12/2025

1. During course of the arguments, learned Senior Advocate
Mr. A.K. Sharma assisted by learned counsel Mr. Sandeep Soni and
Ms. Saumya Choudhary appearing for the respondent No.4 - M/s
Wonder Cement Limited considering the fact that the petitioner is
a registered trust looking after the temple and the public cause,
made an offer that the respondent No.4 - M/s Wonder Cements

Limited is ready and willing to pay compensation to the present petitioner - Bhagwan Shree Charbhuja Nathji Mandir Trust at the rate of 16,21,000/- per Bigha inclusive of all structures and liabilities etc. so as to resolve the issue and this offer may not be considered a precedent.

2. Learned counsel Mr. S.P. Sharma appearing for the petitioner on instructions from the petitioner accepts the proposal submitted by the learned counsel for the respondent - M/s Wonder Cements Limited.

3. In view of the proposal made by the respondent No.4 and the acceptance of the said proposal by the learned counsel for the petitioner, the present writ petition is disposed as under:-

(i). The respondent - M/s Wonder Cements Limited would pay compensation to the petitioner Sohani Devi at the rate of 16,21,000/- per Bigha inclusive all structures liabilities etc.

(ii). Whatever the amount already deposited by the M/s Wonder Cements Limited with the Civil Court under the award shall be part of the amount calculated as per the rate offered i.e. 16,21,000/- per Bigha inclusive all structures. The petitioner would be at liberty to withdraw the amount already deposited by the respondent No.4 with the Civil Court.

(iii). After withdrawal of the amount already deposited with the Civil Court in view of the award the balance amount of the offer shall be paid by the respondent No.4 - M/s Wonder Cements Limited to the petitioner by a demand draft within a period of ten days from the date of intimation received from the petitioner as regards the withdrawal of the amount from the Civil Court which

has been deposited by the M/s Wonder Cements Limited under the award.

(iv). The amount of interest, if any, received by the petitioners on the amount which was already deposited by the M/s Wonder Cements Limited before the Civil Court shall not be part of this agreement.

4. In view of the prayer made by learned Senior Advocate appearing for the respondent No.4 and so also to avoid any litigation by any person whose proceedings have come to an end and who has already accepted the compensation amount, the present order shall not be treated to be a precedent for seeking any relief.

5. The amount so deposited in the name of Bhagwan Shree Charbhuja Nathji Mandir Trust with the Civil Court in compliance with the award may be withdrawn by the petitioner-Trust as the trust is maintaining the temple.

6. All pending applications, if any, also stand disposed of.

(GANESH RAM MEENA),J