

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

S.B. Civil Writ Petition No. 5740/2025

Aryan Associates, A Registered Partnership Firm Having Its Registered Address At East Garden Khasra No. 20, 21 Sidhnath Road, Jodhpur Through Its Authorized Representative Surendra Mewara S/o Bhikam Chand Mewara, Aged About 52 Years, Residing At 23/294, Chopasani Housing Board, Jodhpur.

-----Petitioner

Versus

1. State Of Rajasthan, Through Additional Chief Secretary, Department Of Mines And Geology, Government Secretariat, Jaipur.
2. Joint Secretary To Government, Mines Gr. II Department, Government Secretariat, Jaipur.
3. Director, Mines And Geology, Udaipur.
4. Mining Engineer, Office Of Mining Engineer, Mines And Geology Department, Dungarpur.

-----Respondents

For Petitioner(s)	:	Mr. Sandeep Singh Shekhawat, through VC
For Respondent(s)	:	Mr. Mahaveer Bishnoi, AAG assisted by Mr. Gaurav Bishnoi

JUSTICE DINESH MEHTA

Order

17/07/2025

1. The petitioner has approached this Court with a grievance that despite the fact that the State Government, while exercising its revisional powers has passed an order dated 03.02.2023, whereby the order of the Director, Mines And Geology dated 09.09.2020 was set aside with a further stipulation that the Mining Department shall refund the bid security money within a period of

one month from the date of the order, however, the said amount has not been refunded till date.

2. While informing that such order has attained finality, learned counsel argued that there is no valid reason for retaining the bid security money by the Mining Department.

3. Mr. Mahaveer Bishnoi, learned Additional Advocate General argued that the petitioner is not entitled to get the refund of the bid security money as the department was justified in forfeiting the same.

4. Concededly, no challenge has been made to the order dated 03.02.2023 and the same has now attained finality.

5. According to this Court, the order passed by the State Government in exercise of its revisional power has attained finality and the respondent – Mining Department is under a bounden duty to comply with the same.

6. The writ petition is, therefore, allowed; the respondent No.3 - Director, Mines And Geology is directed to refund the amount of bid security money within a period of one month from today.

7. In case, the amount is not refunded within a month, the Mining Department shall have to pay interest at the rate of 9% per annum from the date of the order dated i.e. 03.02.2023 till its payment.

8. The stay application also stands disposed of, accordingly.

(DINESH MEHTA),J