

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

S.B. Civil Writ Petition No. 6504/2026

Surja Ram Bhati S/o Shri Himmata Ram Bhati, Aged About 57 Years, R/o Rajasthan Crusher Industries, Village Kankani, Tehsil Luni, District Jodhpur, Rajasthan.

-----Petitioner

Versus

1. The State Of Rajasthan, Through Principal Secretary, Department Of Mines And Geology, Government Of Rajasthan, Jaipur.
2. The Director, Mines And Geology Department, Khanij Bhawan, Udaipur.
3. Mining Engineer, Mines And Geology Department, Jodhpur.

-----Respondents

For Petitioner(s) : Mr. Arvind Vyas.

For Respondent(s) :

HON'BLE MR. JUSTICE SANJEET PUROHIT

Order

21/04/2026

1. While referring to the site/inspection report dated 21.02.2025, learned counsel for petitioner submits that it was clearly concluded that the mining outside the lease area of petitioner was being carried out by the STP Holders. In spite of the same, respondent No.3 has raised a demand against petitioner vide order dated 30.04.2025, which was challenged by way of an appeal and learned Appellate Authority has remanded the matter back for undertaking a fresh inspection.

2. Learned counsel for the petitioner further submits that thereafter, a drone survey was conducted and the said drone

survey report (Annexure-14) clearly shows an observation that the area outside the lease area of petitioner also includes areas of other lease holders as well as STP license holders and, therefore, any mining carried out in the said area cannot be attributed to petitioner. Learned counsel further submits that in spite of repeated survey reports in favour of petitioner, respondent No.3 has passed a similar order imposing the entire demand upon petitioner, without even considering the reply submitted by petitioner and while completely ignoring the survey reports.

3. Matter requites consideration.
4. Issue notice. Issue notice of the stay application also, returnable within a period of six weeks.
5. In the meantime, no coercive action shall be taken against petitioner in pursuance of order dated 06.03.2026.

(SANJEET PUROHIT),J