

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

S.B. Civil Writ Petition No. 9206/2022

M/s Goyal Bricks Industries, 1. Mahesh Goyal S/o Late Shri Gopiram Goyal, Aged About 73 Years, 2. Praveen Goyal S/o Shri Mahesh Goyal, Aged About 48 Years, 3. Smt. Punam Goyal W/o Tulsi Garg, D/o Mahesh Goyal, Aged About 39 Years, All Resident Of E-37, Kirti Nagar, New Delhi, At Present Village - Deva, District Jaisalmer (Rajasthan) (Through Power Of Attorney Holder Sh. Preveen Goyal, S/o Shri Mahesh Goyal).

----Petitioner

Versus

1. The Chief Secretary, State Of Rajasthan, Secretariat, Govt. Of Rajasthan, Jaipur (Rajasthan).
2. Secretary, Command Area Development And Water Utilization Department, Secretariat, Jaipur.
3. Commissioner, Command Area Development, Ignp, Bikaner.
4. Chief Engineer, Command Area Development, Ignp, Bikaner.
5. Executive Engineer, Command Area Development, Ghatiyali Div. Ignp, Jaisalmer.
6. District Collector, Jaisalmer.

----Respondents

For Petitioner(s) : Mr. L.K. Ramdhari

HON'BLE DR. JUSTICE PUSHPENDRA SINGH BHATI

Order

23/05/2023

1. Heard.
2. Issue notice to the respondents, returnable within four weeks.
3. In the meanwhile, in case, the petitioners (plaintiffs) deposit a cost of Rs.20,000/-, they may be given a last chance to adduce

their evidence. Such cost, upon being deposited, be released equitably in favour of the respondents (defendants).

4. However, in the event of any opposition on the part of the respondents (defendants) to such conditional opportunity being granted to the petitioners (plaintiffs), thereby refuse to accept the cost, further proceedings in Civil Original Suit No.170/2018 pending before learned Commercial Court No.1, Jodhpur shall remain stayed.

5. The early hearing applications stand disposed of.

(DR. PUSHPENDRA SINGH BHATI), J.