

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

S.B. Civil Writ Petition No. 12959/2026

M/s Krystal Abrasive, Through Its Proprietor Nitesh Agrawal S/o Ram Prasad Agrawal, Age About 45 Years , At 10-A-31/32, R.c. Vyas Colony, Bhilwara, 311001, Rajasthan.

-----Petitioner

Versus

1. State Of Rajasthan, Through Principal Secretary, Mines And Geology, Government Of Rajasthan, Jaipur, Rajasthan.
2. The Director, Department Of Mines And Geology, Khanij Bhawan, Udaipur, Rajasthan.
3. The Superintending Mining Engineer, Department Of Mines And Geology, Near Pannadhay Circle, Azad Nagar, Bhilwara.
4. Mining Engineer, Department Of Mines And Geology, Bhilwara, Rajasthan.

-----Respondents

For Petitioner(s)	:	Mr. Himanshu Bumb
For Respondent(s)	:	Mr. Lalit Pareek

**HON'BLE MR. JUSTICE BALJINDER SINGH SANDHU
(VACATION JUDGE)**

Judgment / Order

22/06/2026

Issue involved in present writ petition has arisen out of communication order dated 21.04.2026 issued by Mining Engineer, Bhilwara, whereby petitioner was informed that, in the inspection done on 13.04.2026 of T.P. point of petitioner, certain discrepancy was found in the stock of mineral garnet, as the online record was showing the same to be 2953.43 MT, whereas, on physical inspection, it was found to be 2884 MT.

It is submitted that, by way of said order dated 21.04.2026, petitioner was called upon to furnish explanation; however, by another order passed on the same day, the dealer ID of petitioner was deactivated, without awaiting petitioner's response and without even first determining the issue raised through said show cause notice.

It is further stated that petitioner duly filed a reply to said order on 04.05.2026, however, even after a lapse of more than one month thereafter, neither any decision has been taken by respondent – Authorities on the issue nor the dealer ID has been activated.

It is submitted that petitioner had already submitted a request letter to Mining Engineer, Bhilwara, stating therein that the difference in stock as alleged is only of 69.43 MT, for which petitioner is ready and willing to deposit the penalty amount and, it was prayed that dealer ID of petitioner be activated as petitioner has a running agreement with IREL India Ltd., which is Government of India Undertaking, and in accordance with the terms of said agreement, petitioner is bound to continue the supply of mineral garnet.

On instructions, learned counsel appearing on behalf of respondent – Department stated that proceedings in relation to order dated 21.04.2026 are pending consideration and, vide communication dated 05.05.2026, Mining Engineer, Bhilwara has requested the Superintending Mining Engineer, Bhilwara to constitute a Committee to analyze the response submitted by petitioner and for preparation of report thereon.

This Court finds that after said communication dated 05.05.2026, no further action has been taken by respondent – Authorities.

In view of the fact that the difference in stock is found to be only of 69.43 MT, for which petitioner is ready and willing to deposit upfront amount under protest and in consideration of petitioner's contractual obligation to supply mineral garnet to Government Undertaking, this Court deems it appropriate to direct petitioner to deposit upfront amount of Rs.2,97,720/- with respondent– Mining Engineer, Bhilwara. On deposit of said amount, Mining Engineer is directed to activate the dealer ID of petitioner forthwith.

It is made clear that the amount deposited by petitioner under the orders of the Court shall remain subject to the outcome of writ petition.

List the matter in third week of July, 2026.

(BALJINDER SINGH SANDHU (VACATION JUDGE)),J

245-mayank/-