

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

S.B. Civil Writ Petition No. 13425/2026

Sayed Zilly Akbar S/o Shri Sayed Zamirul Hasan, Aged About 57
Years, R/o Pannadhay Marg, Jatwadi, Udaipur.

-----Petitioner

Versus

1. The State Of Rajasthan, Through Principal Secretary,
Department Of Mines And Geology, Government Of
Rajasthan, Jaipur.
2. Additional Director, (Mines) Udaipur Zone, Mines And
Geology Department, Khanij Bhawan, Hiran Magri Sector
13, Udaipur.
3. Mining Engineer, Udaipur Zone, Mines And Geology
Department, Udaipur.
4. Senior Audit Officer, A.m.g. - Iii, Auditor General Office
(Audit - Ii), Rajasthan, Jaipur.

-----Respondents

For Petitioner(s)	:	Dr. Nikhil Dungawat.
For Respondent(s)	:	Mr. Lalit Pareek.

HON'BLE MR. JUSTICE MUKESH RAJPUROHIT

Order

03/07/2026

1. Learned counsel for the petitioner submits that as a matter
of fact, the mining plan of petitioner for the period 2023-2028 has
already been approved. However, respondents have treated the
mining done during said period as illegal and have imposed
penalty ten times of the mining done by petitioner.
2. Learned counsel for the petitioner further submits that
mining done by petitioner during the year 2019-2020 to 2020-
2021 was well within the quantity sanctioned to petitioner under

the mining lease, so also under the Consent to Operate and Environmental Clearance granted in favour of petitioner.

3. Issue notice.

4. Mr. Lalit Pareek, learned counsel appears and accepts notice on behalf of the respondents and seeks time to file reply.

5. List the matter in 'fresh category' (subsequent listing) along with S.B. Civil Writ Petition No. 5102/2026.

6. In the meantime, no coercive action shall be taken against petitioner.

7. After filing of the reply, learned counsel for the respondents shall be at liberty to move application under Article 226(3) of the Constitution of India.

(MUKESH RAJPUROHIT),J