

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

S.B. Civil Writ Petition No. 13445/2026

Kailash Solanki S/o Shri Chhagan Lal, Aged About 32 Years,
Resident Of Near Telephone Exchange, Reodar District Sirohi.

-----Petitioner

Versus

1. The State Of Rajasthan, Through Secretary, Department Of Mines And Geology, Jaipur, Rajasthan.
2. The Director, Mines And Geology Department, Udaipur.
3. The Superintending Mining Engineer, Mines And Geology Department, Jodhpur.
4. The Mining Engineer, Mines And Geology Department, Sirohi.

-----Respondents

For Petitioner(s)	:	Mr. Kunal Upadhyay
For Respondent(s)	:	-

HON'BLE MR. JUSTICE MUKESH RAJPUROHIT

Order

03/07/2026

1. The issue involved is in respect of making a physical survey of mining lease of petitioner without any prior intimation/notice to petitioner and then issuing the Notice/Demand Order dated 15.05.2026 with observations of committing illegal mining by petitioner.
2. Learned counsel for petitioner states that the issue involved herein is covered by the judgment passed by the Division Bench of this Court in case of ***Mewar Marbles Ltd. Vs. State of Rajasthan [2002 Supreme (Raj.) 1239]***, which has been followed consistently by the Coordinate Bench of this High Court in case of ***Babu Bhai Patel Vs. State of Rajasthan: S.B. Civil***

Writ Petition No. 18885/2024 and again in case of **Mohd. Sabeer Khan Vs. State of Rajasthan: S.B. Civil Writ Petition No.3778/2026**.

3. The matter requires consideration.
4. Issue notice. Issue notice of stay application also, returnable within a period of six weeks.
5. List this matter for final disposal/admission after six weeks.
6. In the meanwhile, the effect and operation of impugned demand order dated 15.05.2026 (Annex.5) shall remain stayed.
7. Connect with S.B. Civil Writ Petition No.13371/2026.

(MUKESH RAJPUROHIT),J