

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

S.B. Civil Writ Petition No. 13833/2026

CNR: RJHC010632892026

URN: CW / 25187U / 2026

M/s Shri Shiv Shankar Infra Royalty Private Limited, A Company Incorporated Under The Companies Act, 2013, Having Cin U70109RJ2020PTC068368, And Having Its Registered Office At 142, Hanuwant-B, B.J.S. Colony, Jodhpur 342001 Rajasthan. Through Its Director Shri Virendra Singh Bhati.

----Petitioner

Versus

1. The State Of Rajasthan, Through Its Principal Secretary, Department Mines And Petroleum, Government Secretariat, Jaipur Rajasthan.
2. Director, Department Of Mines And Geology, Khanij Bhawan, Udaipur 313001 Rajasthan.
3. The Mining Engineer, Khan Evam Bhu-Vigyan Vibhag, Nagaur Rajasthan.

----Respondents

For Petitioner(s)	:	Mr. Sandeep Singh Shekhawat for Mr. Ankur Mathur through V.C.
For Respondent(s)	:	Mr. Mahaveer Bishnoi, AAG with Mr. Gaurav Bishnoi

HON'BLE MR. JUSTICE MUKESH RAJPUROHIT

Order

14/07/2026

1. Learned counsel for the petitioner, submits that the present dispute has essentially arisen on account of the reclassification of "Limestone (Burning)" from a minor mineral to a major mineral. It is contended that, on the basis of the aforesaid reclassification, the respondent – State has issued the impugned Show Cause

Notice dated 23.06.2026 (Annex.7), proposing premature termination of the petitioner's Excess Royalty Collection Contract.

2. Learned counsel further submits that the agreement duly executed between the parties contains a specific termination clause i.e. Clause (xxiii), which authorises the State Government to terminate the contract only if it is considered necessary in public interest and after giving fifteen days' notice. However, the impugned show cause notice does not disclose or even refer to public interest as the basis for the proposed termination, and therefore, the action is de hors the contractual stipulation.

3. Per contra, Mr. Mahaveer Bishnoi, learned Additional Advocate General appearing for the respondent – State, submits that a reply to the writ petition has already been filed. He further submits that the exercise for premature termination of the contract has been initiated pursuant to the guidelines issued by the Union of India. Learned Additional Advocate General also submits that various communications pertaining to the reclassification of the mineral and the consequential collection of royalty submitted by the State are presently pending consideration before the Union of India and that the matter is under active consideration.

4. In view of the aforesaid statement, by order dated 08.07.2026, the Union of India was impleaded as a party respondent to the writ petition and Mr. Shyam Paliwal, learned Deputy Solicitor General, was directed to accept notice on behalf of the Union of India and obtain instructions regarding the

decision on the aforesaid issues and to apprise the Court by the next date of hearing.

5. Today, neither anyone has appeared on behalf of the respondent – Union of India nor has any response to the communications addressed by the State Government been placed on record.

6. In this view of the matter, issue notice.

7. Since the respondents are already represented through their respective counsel, no need to file process fee.

8. Service is complete.

9. List the matter after four weeks.

10. Till next date of hearing, no coercive action shall be taken against the petitioner in pursuance of the Show Cause Notice dated 23.06.2026 (Annx.7).

11. Meanwhile, reply, if any, be filed by the respondent – Union of India.

(MUKESH RAJPUROHIT),J