

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
JODHPUR**

D.B. Civil Writ Petition No. 18637/2019

M/s Sarveshwar Udhyog

-----Petitioner

Versus

State Of Rajasthan & Ors.

-----Respondent

For Petitioner(s)	:	Dr. Vikas Balia, Senior Advocate assisted by Ms. Pragya Lakhani
For Respondent(s)	:	Mr. Sunil Beniwal, AAG Mr. Manoj Bhandari, Senior Advocate assisted by Mr. Aniket Tater Mr. Vinay Kothari with Mr. Pradeep Khichi Mr. Vipul Dharniya Mr. Govind Suthar Mr. Rajesh Parihar Mr. Mahendra Vishnoi

**HON'BLE MR. JUSTICE SANDEEP MEHTA
HON'BLE MR. JUSTICE VINOD KUMAR BHARWANI**

Order

06/05/2022

The matter comes up for orders on Interlocutory Applications Nos.(01/2022) and (02/2022), preferred by Shri Govind Suthar, Advocate, associate to Shri Manoj Bhandari, learned Senior Counsel on behalf of the applicant M/s Gupta Transport Company through Shri Vijay Kumar Singhal and Shri Vipul Dharniya, Advocate on behalf of the applicant Balotra Laghu Udhyog Mandal Samiti through Shri Jaswant Gogar respectively, for impleading the applicants as party respondents in the writ petition.

We have heard and considered the submissions advanced by learned counsel representing the applicants and have gone

through the material placed on record with the Interlocutory Applications.

The petitioner herein has challenged the validity of the Rules of Nagarpalika Balotra (Pradushan Janya Vyavsaay Kar) Niyam, 2003 and the notification dated 04.09.2019 whereby, the respondents are collecting Pollution Cess from the petitioner even who claim to be running the industry with Zero Discharge. Apparently, the relief which is sought for by the petitioner in this writ petition does not in any manner, prejudice the applicants herein and is limited in its field of operation against the respondent No.2 Municipal Council, Balotra and the respondent No.4 Rajasthan State Pollution Control Board.

Hence, the Interlocutory Applications Nos. (01/2022) and (02/2022) lack merit and are dismissed as such.

Last opportunity of three days is granted to Shri Sunil Beniwal, learned AAG for filing reply. Rejoinder if any, be filed by the next date of hearing.

List after ten days.

(VINOD KUMAR BHARWANI),J

(SANDEEP MEHTA),J

28-/Devesh/-

सत्यमेव जयते