

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

D.B. Spl. Appl. Writ No. 1271/2025

Shri Bharat Singh Shekhawat S/o Shiv Dayal Singh, Aged About 73 Years, House No.45, Pashim Vihar, Vaishali Nagar, Jaipur (Rajasthan).

-----Appellant

Versus

1. State Of Rajasthan, Through Secretary, Department Of Mining, Government Of Rajasthan, Jaipur.
2. Mining Director, Mining Department, Udaipur.
3. Superintending Engineer, Mining Department, Jodhpur.
4. Mining Engineer, Sirohi.
5. District Collector, Sirohi.
6. Superintendent Of Police, Sirohi.
7. Gram Panchayat Barloot, Panchayat Samiti Sirohi Through Its Administrator/ Sarpanch Shri Bharat Kumar Mali S/o Shri Lasaram Aged About 35 Years, R/o Near Bus Stand, Barloot, District Sirohi (Rajasthan).
8. Gram Panchayat Mandwariya, Through Its Sarpanch Savita Devi W/o Shri Pratap Ram, Aged About 39 Years, R/o Meghwalo Ka Bas, Indira Colony, Mandawariya, Panchayat Samiti Sirohi, District Sirohi (Rajasthan).

-----Respondents

For Appellant(s)	:	Mr. Sandeep Singh Shekhawat
For Respondent(s)	:	Mr. Mahaveer Bishnoi, AAG with Mr. Harshvardhan Singh

**HON'BLE DR. JUSTICE PUSHPENDRA SINGH BHATI
HON'BLE MR. JUSTICE BIPIN GUPTA**

Order

15/09/2025

1. Learned counsel for the appellant submits that without hearing the respondent No.7, the mining lease, which was continuing till the relevant date, has been stopped.

2. Upon directions of this Court, learned Additional Advocate General submits that they had taken two prompt submissions before the learned Single Bench; one was that the Gram Panchayat did not have the power to challenge the valid mining lease and the second that, if at all any action has to be taken, then has to be by the Mining Department. Learned AAG further submits that they were themselves had given notices but their action would be within the realm of mining law and not at the instance of any Gram Panchayat, who may not have the locus standi to maintain the writ petition. As per learned AAG, there was no reason to stop the mining which was in accordance with mining laws at this stage.

3. Issue notice to the respondents.

4. Mr. Mahaveer Bishnoi, learned AAG accepts notice on behalf of respondents No.1, 2, 3, 4, 5 and 6.

5. Thus, notices be issued to respondents No.7 and 8 only, returnable within a period of four weeks.

6. In the meanwhile, effect and operation of the order dated 12.08.2025 shall remain stayed.

7. This interim order shall not bind the Mining Department from taking any action, if permissible in law against the appellant.

(BIPIN GUPTA),J

(DR.PUSHPENDRA SINGH BHATI),J