

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 4467/2026

Shree Cement Limited

-----Petitioner

Versus

State Of Rajasthan & Ors.

-----Respondents

For Petitioner(s)	:	Mr. G.S. Bapna, Senior Advocate assisted by Ms. Suruchi Kasliwal, Mr. Vikram Singh, Mr. Banwari Singh & Ms. Annika Anna
For Respondent(s)	:	Mr. Kartik Seth (through video conferencing) for respondent No.2 Mr. Bharat Vyas, ASG (through video conferencing) with Mr. Rakesh Choudhary & Ms. Anushka Khandelwal for respondents No.4&5

HON'BLE MR. JUSTICE GANESH RAM MEENA

Order

10/03/2026

Learned Senior Advocate, Mr. G.S. Bapna assisted by Ms. Suruchi Kasliwal, Advocate appearing for the petitioner states that as per the revised guidelines issued in the month of January, 2026 by the Government of India, Ministry of Power, all coal and lignite based Thermal Power Plants shall undertake sale through a transparent mechanism. The preferred approach for this mechanism is via "Open Auction" with a predefined floor price of "Rupee One per Metric Ton (MT)". He further submits that contrary to this, the respondents have flouted the impugned tender notice dated 17.02.2026.

It is also submitted that as per RVUN's Response to increase the utilization of ash viz. E-auction of fly ash through M/s MSTC (A

Govt. of India enterprises) whereas, the respondents have invited tenders through rajasthan portal.

Learned counsel also submits that if the respondents would have proceeded in accordance with the guidelines of Government of India, Ministry of Power, they could have got better price by way of "Open Auction" instead of "Tender Process".

Issue notice to the respondents.

Mr. Bharat Vyas, ASG (through video conferencing) assisted by Mr. Rakesh Choudhary, Advocate puts appearance on behalf of the respondents No.4 and 5.

Mr. Kartik Seth, Advocate puts appearance (through video conferencing) for respondent No.2.

Hence, service upon the respondents No.2, 4 and 5 is complete.

Let notice of the writ petition as well as stay application be issued to the remaining respondents No.1 and 3.

Notices be made, returnable within two weeks.

Till next date of hearing, further process of tender notice dated 17.02.2026 shall remain stayed.

In view of the fact that similar tender notice has already been withdrawn as regards Suratgarh Supercritical Thermal Power Station during the currency of this interim order, the respondents would be free to withdraw the tender notice.

(GANESH RAM MEENA),J