

  
**HIGH COURT OF JUDICATURE FOR RAJASTHAN**  
**BENCH AT JAIPUR**

S.B. Civil Writ Petition No. 4409/2025

Pawan Kumar Son of Sh. Babu Singh  
-----Petitioner  
Versus  
State of Rajasthan  
-----Respondent

Connected With  
S.B. Civil Writ Petition No. 4410/2025  
M/s Ardra Mineral  
-----Petitioner  
Versus  
State of Rajasthan  
-----Respondent

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|-------------------|---|---------------------------------------------------------------|
| For Petitioner(s) | : | Mr. Kamlakar Sharma-Sr. Advocate<br>with Ms. Alankrita Sharma |
| For Respondent(s) | : | Mr. Bharat Vyas-AAG with<br>Mr. Jaivardhan Joshi              |

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**JUSTICE ANOOP KUMAR DHAND**  
**Order**

**21/04/2025**

- Both the writ petitions have been preferred against the impugned order dated 14.02.2025 passed by the Revisional Authority by which the revision petition submitted against the recovery order was rejected.
- Counsel for the petitioners submits that this Court while issuing notice to the respondents on 28.03.2025, directed the petitioners to supply a copy of the writ petition in the office of counsel for the respondent i.e. Mr. Bharat Vyas-AAG. Counsel submits that the copy was supplied in his office and thereafter, the case was posted for 04.04.2025 and on that date, time was sought by the counsel for the respondents for filing reply and on

his request, the case was posted for 15.04.2025 and thereafter, on 15.04.2025, the reply was not submitted and again time was sought. The matter was then listed on 17.04.2025, on which date the reply was filed and arguments were heard but due of paucity of time, arguments could not be completed, hence, the case is posted for today.

3. Taking the benefit of the aforesaid situation, the respondents have not only issued the attachment warrant for attaching the agricultural property of the petitioners but also directed the Bank to seize the bank account and locker of the petitioners.

4. Upon inquiry, counsel for the respondents expressed inability to provide reasons for the aforesaid process conducted in between. Counsel for the respondents has apprised this Court that the Assistant Mining Engineer has initiated the aforesaid proceedings, taking the benefit of the situation that interim order has not been passed by this Court.

5. Such action on the part of the Assisting Mining Engineer shows that he is considering himself about the law. When the matter was seized of by this Court, such action on the part of the Assistant Mining Engineer, was not warranted.

6. Keeping in view the aforesaid facts and circumstances of the case and before proceeding further in the matter, this Court deems it just and proper to direct the Assistant Mining Engineer (Recovery) Roopwas, Bharatpur to remain present in person before this Court and submit an affidavit showing detailed reasons as to why this exercise has been carried out by him in a short span of time and in such a hastily manner.

7. List on 28.04.2025, at 11:00 A.M.



8. Till next date, no coercive action shall be taken against the petitioners pursuant to the attachment warrant including seizure of bank account and locker of the petitioners.

**(ANOOP KUMAR DHAND),J**

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