

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

For Petitioner(s)	:	Mr. Kamalakar Sharma-Sr. Advocate Ms. Alankrita Sharma
For Respondent(s)	:	Mr. Kapil Vyas Mr. Jay Vardhan Joshi and Ms. Anima Chaturvedi for Mr. Bharat Vyas-AAG Mr. Sanjay Sharma (AME Roopwas)

JUSTICE ANOOP KUMAR DHAND

Order

12/05/2025

1. By way of filing these writ petitions, the recovery orders have been assailed before this Court.
2. Counsel for the petitioners submits that the allegation against the petitioners are that they are indulged in illegal mining activity beyond the mining area allotted to them and therefore, recovery orders have been passed against the petitioners while no such evidence was available on record. Counsel submits that earlier the recovery orders were not given effect and the State Government directed the authorities to re-examine the matter but

proper enquiry was not conducted and again the recovery orders have been passed, which are under challenge in this writ petition. Counsel submits that during pendency of these petitions, the bank account of the petitioners and their other firms have also been seized where the petitioners are partner.

3. Per contra, counsel for the respondents opposed the submissions made by counsel for the petitioners and submitted that it is a case of the illegal operation of mining and after conducting due survey, the impugned recovery notices have been issued.

4. The matters require consideration.

5. List on 08.07.2025 at 2:00 P.M.

6. The petitioners are directed to deposit 25% of the total recovery amount within a period of three weeks from today. In case, the petitioners deposit the aforesaid amount with the respondents, the respondents are directed to de-freeze the bank account and lockers of the petitioners. The respondents are further restrained from taking any coercive action against the petitioners pursuant to the impugned recovery notices.

7. The personal appearance of the Mining Engineer shall be dispensed with for time being.

(ANOOP KUMAR DHAND),J