

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

S.B. Civil Writ Petition No. 9295/2021

Ashutosh Yadav Son Of Late Shri Ram Narayan Yadav

-----Petitioner

Versus

State Of Rajasthan

-----Respondent

For Petitioner(s) : Mr. Sandeep Singh Shekhawat

For Respondent(s) :

HON'BLE MR. JUSTICE SANJEEV PRAKASH SHARMA
Order

07/09/2021

Learned counsel for the petitioner submits that earlier in the writ petition this Court passed an order of restraining the Mining Department from taking any steps against the petitioner. However, now at the instance of the brother of the petitioner, the Revenue Authority namely, the Tehsildar has stopped mining activities of the petitioner. Although the petitioner has a mining lease in his favour. Learned counsel submits that the Revenue Authorities do not have jurisdiction to interfere with the mining activities.

Issue notice of the writ petition as well as stay application, returnable by 28.10.2021.

In the meanwhile, the respondent-Tehsildar shall not restrain the petitioner from conducting mining activities on the lease mines and the seizure of the machine and vehicles vide order dated 02.07.2021 shall remain stayed.

List this case along with S.B.CWP No.5920/2021 on 28.10.2021.

(SANJEEV PRAKASH SHARMA),J