

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Civil Writ Petition No. 14070/2025

M/s Aaryan Associates

-----Petitioner

Versus

State Of Rajasthan

-----Respondent

For Petitioner(s)	:	Mr. Sandeep Singh Shekhawat, Advocate.
For Respondent(s)	:	Mr. Yash Joshi, Advocate on behalf of Mr. Vigyan Shah, Additional Advocate General.

HON'BLE MR. JUSTICE INDERJEET SINGH
HON'BLE MR. JUSTICE PRAVEER BHATNAGAR

Order

07/11/2025

1. Counsel for the petitioner submits that the issue involved in this writ petition has been considered and decided by a Co-ordinate Bench of this Court at Principal Seat, Jodhpur in view of "M/s Riddhi Siddhi Associates versus State of Rajasthan & Ors." in DBCW No.17562/2025 wherein on 15.09.2025, the following order was passed:

- "1. In these cases, pari materia provision contained in Rule44(16) of the Rajasthan Minor Mineral Concession Rules, 2017 sunder challenge. Considering that the validity of pari materia Rule37-A(xvi) of the Rajasthan Minor Mineral Concession Rules, 1986is pending consideration before Hon'ble the Supreme Court, we deem it appropriate to admit these petitions and dispose of the stay applications by directing the respondents not to take coercive measures against the petitioners for recovery of the demand for the period during which the mining activities remained closed/non-operational.*
- 2. D.B. Civil Misc. Stay Application Nos.18183/2025,18211/2025, 18248/2025 and 18267/2025 are, therefore, disposed of.*
- 3. The matters are admitted.*
- 4. Admit. Issue notice.*

5. *Mr. Mahaveer Bishnoi, learned Additional Advocate General accepts notice on behalf of the respondents.*

6. *List these cases for hearing in March, 2026.*

7. *During the pendency of the present writ petitions, the respondent – State shall stand restrained from recovering the amount for the period during which, the mining operations remained stopped because of the protest by the mining leaseholders or on any other count or reason not attributable to the petitioners."*

2. In that view of the matter, list this matter for final disposal on 20.11.2025.

3. Meanwhile, the respondent(s) shall stand restrained from recovering the amount for the period during which mining operations remained stopped on account of reasons not attributed to the petitioner.

4. Since learned Additional Advocate General is not available today, liberty is granted to the respondent(s) for filing application for vacation/modification of this order.

(PRAVEER BHATNAGAR),J

(INDERJEET SINGH),J