



212

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CWP-19167-2018 (O&M)

Date of Decision: 3rd December, 2025

SUNIL KUMAR JOSHI

.....Petitioner(s)

V/s.

STATE OF PUNJAB AND OTHERS

.....Respondent(s)

CORAM: **HON'BLE MR. JUSTICE ASHWANI KUMAR MISHRA**
 HON'BLE MR. JUSTICE ROHIT KAPOOR

Present: Mr. Ashish Chopra, Senior Advocate, assisted by
 Mr. Bhupinder Ghai, Advocate,
 Mr. Varun Arya Sharma, Advocate,
 Mr. Abhishek Kansal, Advocate, for the petitioner.

Ms. Samdisha Kaur, AAG, Punjab.

ASHWANI KUMAR MISHRA, J. (Oral)

1. Though, the petitioner vide this Writ Petition has claimed various reliefs, but at the time of hearing, learned Senior counsel, appearing on behalf of the petitioner confines his prayer only to prayer No. (iv) mentioned in the Writ Petition wherein the prayer seeking issuance of direction to the respondents not to charge lease money for the period of three months (wrongly mentioned as two months in the Writ Petition), during which the mining activities remained suspended.

2. Whether or not the mining was carried out during this period of three months and whether in terms of the contract, the petitioner is liable to pay lease money, would be an aspect to be examined at the first instance by respondent No.2-Director of Industries and Commerce (for Mining Deptt.), Punjab. In such view of the matter, we **dispose of** this Writ Petition, permitting the petitioner to represent his grievance in this regard before

respondent No.2, who would consider the petitioner’s claim in accordance with law by passing an appropriate order, within a period of six weeks. It would also be open for the petitioner to claim opportunity of personal hearing before respondent No.2.

3. It is made clear that any deposit made by the petitioner vide the interim direction of this Court, in this regard, shall remain subject to the orders to be passed by respondent No.2.

4. Pending application(s), if any, in this case, are disposed of accordingly.

[ASHWANI KUMAR MISHRA]
JUDGE

[ROHIT KAPOOR]
JUDGE

December 3, 2025
Ess Kay

<i>Whether speaking / reasoned</i>	:	<i>Yes</i>	/	<i>No</i>
<i>Whether Reportable</i>	:	<i>Yes</i>	/	<i>No</i>