



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

212

CWP-15104-2023

Date of Decision : September 30, 2025

M/S NIMAWAT GRANITES PVT. LTD.

.....Petitioner

***VERSUS***

STATE OF HARYANA AND OTHERS

.....Respondents

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

Present : Mr. Tejeshwar Singh, Advocate for the petitioner.  
Mr. Pankaj Middha, Addl. AG, Haryana.

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**ASHWANI KUMAR MISHRA, J. (Oral)**

1. Though, the petitioner has challenged relevant Clause of the Lease Deed insofar as it imposes liability of mining dues even if environmental clearance and consent to operate has not been issued yet when the matter was heard lastly, the counsel for the petitioner claimed parity with other applicants for whom an order has been passed by the Director General, Mines and Geology, Haryana on 04.10.2024. The order passed by this Court on 20.08.2025 regarding it is reproduced:-

*“Learned counsel for the petitioner submits that in somewhat similar facts and circumstances, the Director General, Mines and Geology, Haryana has passed an order dated 04.10.2024, granting waiver in respect of the period during which the post of Chairman of SEIAA, was vacant. It is submitted that the petitioner’s grievance may be substantially redressed, if, such benefit is extended to the petitioner also.*

*Learned State counsel seeks short indulgence to respond.  
Adjourned to 08.09.2025.”*

2. Pursuant to the order dated 20.08.2025, the learned State counsel has taken instructions according to which the claim of the petitioner for waiver shall be accorded consideration provided the petitioner makes representation in that regard.

3. Learned counsel for the petitioner submits that he intends to move an application before the authorities for grant of waiver.

4. In view of the stand taken by the respondents, we dispose of the present petition with liberty reserved to the petitioner to make a comprehensive representation seeking waiver alongwith copy of this order before respondent No.2. Respondent No.2 shall take appropriate decision in accordance with law within a period of two weeks from today.

5. We make it clear that the order impugned in the present petition shall not come in the way of consideration of petitioner's representation.

6. Needless to state that this order shall not be treated to be an expression of opinion on the merits of the case of either party, for as indicated above, the competent authority shall examine the concerns/grievances of the petitioner, strictly in accordance with law.

**(ASHWANI KUMAR MISHRA)**  
**JUDGE**

**(ROHIT KAPOOR)**  
**JUDGE**

**September 30 2025**

*ajaysharma*

Whether speaking/reasoned. : Yes/No  
Whether Reportable. : Yes/No