

IN THE HIGH COURT OF JHARKHAND AT RANCHI
W.P.(C) No. 470 of 2011

M/s. Abhinav Silicate Industries, having its factory situated at Karkhiyaon, Phulpur, Dist. Varanasi through its one of the Partner Kshitijesh Sharan, Son of Late B. Prasad, Resident of P.N. Bose Compound, P.O. & P.S. Lalpur, Dist. Ranchi.

..... ... Petitioner

Versus

1. Central Coalfields Ltd., a Subsidiary of Coal India Ltd., Darbhanga House, P.S. Kotwali, Dist. Ranchi through its Chairman cum - Managing Director.
2. The Chairman cum Managing Director, Central Coalfields Ltd., Darbhanga House, P.S. Kotwali, Dist. Ranchi.
3. The General Manager (Sales & Marketing), Central Coalfields Ltd., Darbhanga House, P.S. Kotwali, Dist. Ranchi.
4. The Deputy Chief Sales Manager (RS) Sales and Marketing Division, Central Coalfields Ltd., Darbhanga House, P.S. Kotwali, Dist. Ranchi.
5. The SOM (RS), Sales and Marketing Division, Central Coalfields Ltd., Darbhanga House, P.S. Kotwali, Dist. Ranchi.

..... ... Respondents

CORAM : HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioner : Mr. Mukesh Kumar Sinha, Advocate.
For the State : Mr. Anoop Kumar Mehta, Advocate.

06/ 08.09.2026 Heard learned counsel appearing for the petitioner and learned counsel appearing for the respondents-CCL.

2. The prayer in this writ petition is made for commanding upon the respondent Central Coalfields Limited /CCL to refund to the petitioner the 20 % increased basic price having charged/ paid in excess of the notified price of the linked quantity of coal for the period December 2006 to April 2008 together with the interest to be calculated from the date of deposit till the date of actual payment.

3. Learned counsel for the petitioner and the learned counsel for the respondent CCL jointly submit that the subject matter was

before the Hon'ble Supreme Court in *Special Leave Petition (SLP) (Civil) No.21888 of 2012* subsequently which has been registered as *Civil Appeal No.11793 of 2025* and the said appeal was preferred by Coal India Ltd and others against M/s Rahul Industries and others reported in *2025 SCC OnLine 1963* whereby the order of the High Court has been set aside and the appeal has been allowed meaning thereby, 20% is not to be refunded by the CCL to the coal consumers.

4. In light of the above order of the Hon'ble Supreme Court, there is nothing to be decided in the present writ petition and the case of the petitioner is covered in light of the said judgment.

5. As such, this writ petition is dismissed.

(Sanjay Kumar Dwivedi, J.)

Dated:-08.09.2026
Amitesh/-