

**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

S.B. Civil Writ Petition No. 2126/2023

Kanhaiya Lal S/o Shri Chhotumal, Aged About 51 Years, By Caste Sad (Brahman), R/o Village Nehdai, Tehsil And District Jaisalmer.

-----Petitioner

Versus

1. The State Of Rajasthan, Through The Tehsildar Colonization, Tehsil Mohangarh, District Jaisalmer.
2. The Board Of Revenue, Rajasthan, Ajmer.
3. The Assistant Commissioner Colonization, Mohangarh-B, District Jaisalmer.
4. Manohar Lal S/o Shri Deraj Ram, B/c Garg, Resident Of Village Nehdai, Tehsil And District Jaisalmer.
5. Sona Ram S/o Shri Danu Ram, B/c Suthar, Resident Of Village Nehdai, Tehsil And District Jaisalmer.
6. Kamla Devi W/o Shri Mohan Lal, B/c Mohata, Resident Of Village Nehdai, Tehsil And District Jaisalmer.
7. Kheta Ram S/o Shri Chuna Ram, B/c Meghwal, Resident Of Village Nehdai, Tehsil And District Jaisalmer.
8. Hukama Ram S/o Shri Uga Ram, B/c Meghwal, Resident Of Village Nehdai, Tehsil And District Jaisalmer.
9. Manohar Ram S/o Shri Chuna Ram, B/c Meghwal, Resident Of Village Nehdai, Tehsil And District Jaisalmer.
10. Omprakash S/o Shri Uga Ram, B/c Meghwal, Resident Of Village Nehdai, Tehsil And District Jaisalmer.
11. Gumana Ram S/o Shri Chuna Ram, B/c Meghwal, Resident Of Village Nehdai, Tehsil And District Jaisalmer.
12. Kheta Ram S/o Shri Kesara Ram, B/c Meghwal, Resident Of Village Nehdai, Tehsil And District Jaisalmer.
13. Ravi S/o Shri Chhotmal, By Caste Sad (Brahman), R/o Village Nehdai, Tehsil And District Jaisalmer.
14. Raku W/o Shri Chhotmal, By Caste Sad (Brahman), R/o Village Nehdai, Tehsil And District Jaisalmer.
15. Geeta D/o Shri Chhotmal, By Caste Sad (Brahman), R/o Village Nehdai, Tehsil And District Jaisalmer.
16. Madhu S/o Shri Chhotmal, By Caste Sad (Brahman), R/o

Village Nehdai, Tehsil And District Jaisalmer.

17. Anu D/o Shri Chhotmal, By Caste Sad (Brahaman), R/o Village Nehdai, Tehsil And District Jaisalmer.
18. Kiran D/o Shri Chhotmal, By Caste Sad (Brahaman), R/o Village Nehdai, Tehsil And District Jaisalmer.
19. Pukhraj S/o Shri Devakaran, By Caste Sad (Brahaman), R/o Village Nehdai, Tehsil And District Jaisalmer.
20. Santosh Das S/o Shri Devakaran, By Caste Sad (Brahaman), R/o Village Nehdai, Tehsil And District Jaisalmer.
21. Parwati W/o Shri Devkaran, By Caste Sad (Brahaman), R/o Village Nehdai, Tehsil And District Jaisalmer.
22. Manu D/o Shri Devakaran, By Caste Sad (Brahaman), R/o Village Nehdai, Tehsil And District Jaisalmer.
23. Vidha D/o Shri Devakaran, By Caste Sad (Brahaman), R/o Village Nehdai, Tehsil And District Jaisalmer.
24. Janki D/o Shri Devakaran, By Caste Sad (Brahaman), R/o Village Nehdai, Tehsil And District Jaisalmer.
25. Maya D/o Shri Devakaran, By Caste Sad (Brahaman), R/o Village Nehdai, Tehsil And District Jaisalmer.
26. Sugani D/o Shri Devakaran, By Caste Sad (Brahaman), R/o Village Nehdai, Tehsil And District Jaisalmer.
27. Siriyo D/o Shri Devakaran, By Caste Sad (Brahaman), R/o Village Nehdai, Tehsil And District Jaisalmer.

----Respondents

For Petitioner(s)	:	Mr. Leela Dhar Khatri Mr. Chirag Khatri
For Respondent(s)	:	Mr. Rohin Bhansali Mr. KL Chouhan Ms. Anushka Jain

HON'BLE MR. JUSTICE SANJEET PUROHIT
Order

05/05/2026

I.A. No.01/2025:

1. Present application has been filed seeking incorporation of Murba Nos. 175/58, 175/49, 195/27, 195/36, and 196/25 of Chak

Nos. 28–29, 30 SGS in writ petition as well as correction of Murba No. 196/33 in place of 195/33.

2. Learned counsel for petitioners has placed on record and referred to the suit filed, submitting that although the aforesaid Murba numbers were duly mentioned in the plaint, the same could not be reflected in Paragraph No. 2 of the writ petition due to a typographical error.

3. Petitioner's application has been considered in light of pleadings made in the plaint, and it is observed that, due to an inadvertent typographical error, certain Murba numbers could not be mentioned, and one Murba number was incorrectly recorded as 195/33 instead of 196/33.

4. In view of the reasons mentioned in the application (I.A.) No.01/2025, the same is allowed.

5. Petitioner is permitted to incorporate amendment in Para No.2 of the writ petition.

I.A. No.05/2026:

1. An application for amendment in the writ petition has been filed with the submission that, during pendency of the writ petition, an application for impleadment was filed by applicant, which was allowed vide order dated 14.01.2026. Consequently, applicant has been impleaded as respondent No. 28.

2. It is stated that entire case of applicant is based on an allotment made in his favour under Rajasthan Gallantry Award (Cash Award & Land Grant) Rules, 1966, vide order dated 06.03.2019.

3. Learned counsel for petitioner submits that due to impleadment of respondent No.28 and his claim being based upon

the allotment made in his favour which is subject matter of the suit, necessary amendments are required to be incorporated.

4. Learned counsel for respondent No.28 opposed the said application stating therein that by way of said amendment, counsel for petitioner has proposed to challenge the allotment order dated 06.03.2019 for which alternate remedy is available with the petitioner. It is further contended that incorporation of the said amendment would change the nature of the writ petition and therefore the same should not be allowed.

5. This Court is of considered opinion that writ petition was initially filed seeking quashing of order dated 12.01.2023, and at that time respondent No. 28 was not a party to the proceedings. Consequently, no pleadings relating to the claim of respondent No. 28 were incorporated in the writ petition. However, subsequent impleadment of respondent No. 28 has necessitated present amendments so as to incorporate the necessary pleadings with regard to the claim of respondent No. 28.

6. In view thereof, application (I.A.) No. 05/2026 for amendment in the writ petition is allowed.

7. So far as the objection regarding availability of an alternate remedy is concerned, the same may be appropriately raised by respondent No. 28 after incorporation of the amended pleadings.

S.B. Civil Writ Petition No. 2126/2023

1. Learned counsel for petitioner is directed to file amended writ petition for incorporating the amendments as allowed under application (I.A.) Nos. 01/2025 & 05/2026.

2. Amended writ petition be filed within a period of two weeks.

3. Learned counsel for respondent will be at liberty to file reply to amended writ petition.
4. Application for vacation of interim order shall be considered in second week of July, 2026.
5. Interim order, if any, shall continue till then.

(SANJEET PUROHIT),J

74-yagya/-