

D.B. CIVIL WRIT PETITION (P.I.L.) NO.610/2012
D.B. CIVIL WRIT PETITION (P.I.L.) NO.477/2002

Date of Order :: 06.07.2016

HON'BLE MR. JUSTICE GOVIND MATHUR
HON'BLE MR. JUSTICE KAILASH CHANDRA SHARMA

Mr. M.R. Singhvi, Senior Advocate,
assisted by Mr. Hukam Singh]
Mr. Arpit Mehta] for the petitioners
Mr. K.L. Thakur, Additional Advocate General, for the State
Mr. S.G. Ojha for the respondent-JDA

This petition for writ is preferred for putting into possession the plot holders, in favour of whom Pattas have been executed by the Jodhpur Development Authority in the locality known as Shyam Nagar. It is stated that the Jodhpur Development Authority is not taking adequate steps to remove the encroachments and to hand over vacant possession of the plots leased out to several persons including the members of the petitioner society.

Mr. S.G. Ojha, learned counsel appearing on behalf of the Jodhpur Development Authority submits that the persons, who are having possession on the land in question have also preferred a petition for writ before the Single bench of this court, however, he has accepted that those persons, as per the Jodhpur Development Authority, are nothing but trespassers.

Having considered all facts of the case, we deem it

appropriate to direct the respondent Jodhpur Development Authority to place on record the details of all other litigation pending before any court/forum relating to the land in question before the next date of hearing. The Commissioner, Jodhpur Development Authority is also directed to remain personally present before the court on the next date of hearing.

Put up on 18.07.2016.

[KAILASH CHANDRA SHARMA], J.

[GOVIND MATHUR], J.

Pramod