

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

S.B. Civil Writ Petition No. 3357/2026

Tan Singh S/o Shri Deep Singh, Aged About 52 Years, Resident
of Mahabaar Pithal, Tehsil And District- Barmer.

-----Petitioner

Versus

1. State Of Rajasthan, Through The Director, Directorate,
Local Self Department, Jaipur.
2. The Deputy Director (Regional), Local Self Department,
Jodhpur.
3. Municipal Council, Barmer, Through Its Commissioner.

-----Respondents

For Petitioner(s) : Mr. Ankur Mathur
Mr. Udit Mathur

For Respondent(s) : --

HON'BLE MR. JUSTICE KULDEEP MATHUR

Order

13/02/2026

1. Learned counsel for the petitioner submitted that in the present case, after purchasing the plot in question from the predecessor-in-title, the petitioner filed an application for transfer of the same in his name. The said application was rejected vide order dated 30.01.2023 by respondent No. 3. Thereafter, respondent No. 3 declared the pattas as void by invoking powers conferred under Section 73 of the Rajasthan Municipalities Act, 2009 vide order dated 01.02.2023.

2. Learned counsel submitted that the petitioner had preferred a writ petition before this Court and, after hearing counsel for the petitioner, this Court passed an interim order in his favour, staying the effect and operation of the orders dated 31.01.2023 and 01.02.2023. It was further submitted that during the pendency of the writ petition, respondent No. 3 passed an order dated

17.04.2023 withdrawing the earlier order dated 01.02.2023 whereby the pattas of the petitioner had been declared void.

3. Learned counsel submitted that in view of the aforesaid developments, the petitioner withdrew the writ petition filed by him challenging the orders dated 31.01.2023 and 01.02.2023. Thereafter, on 22.12.2025, the respondents granted permission in favour of the petitioner for raising construction over the plot in question. However, now vide notice dated 06.02.2026, proceedings for cancellation of the pattas in question have again been initiated and notices have been issued to the petitioner in this regard.

4. The matter requires consideration.

5. Issue notices. Issue notices of the stay application as well.

6. Mr. Rajesh Panwar, learned AAG, is directed to accept notices on behalf of the respondents. Accordingly, service is complete.

7. The Registry is directed to reflect the name of Mr. Rajesh Panwar, learned AAG, in the cause list as learned counsel for the respondents.

8. In the meanwhile and until the next date of hearing, the effect and operation of the notice dated 06.02.2026 (Annexure-13) issued by respondent No. 3, whereby proceedings for cancellation of the pattas in question have been initiated against the petitioner, as well as all further proceedings pursuant thereto, shall remain stayed.

(KULDEEP MATHUR),J