

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

S.B. Civil Writ Petition No. 4035/2026

Imran Khan S/o Irfan Khan, Aged About 32 Years, Resident Of
Khan Mohalla, Kuchaman City, District Deedwana Kuchaman City
Rajasthan.

-----Petitioner

Versus

1. State Of Rajasthan, Through Principal Secretary,
Department Of Local Self Government, Government Of
Rajasthan, Jaipur.
2. The Commissioner, Nagar Parishad, Kuchaman City,
District Deedwana Kuchaman City Rajasthan.
3. Executive Officer, Nagar Parishad, Kuchaman City, District
Deedwana Kuchaman City Rajasthan.
4. The District Collector, District Deedwana Kuchaman
Rajasthan.

-----Respondents

For Petitioner(s)	:	Mr. Deependra Singh Shekhawat
For Respondent(s)	:	--

HON'BLE MR. JUSTICE KULDEEP MATHUR

Order

23/02/2026

By way of filing the present civil writ petition under Article
226 of the Constitution of India, the petitioner has prayed for the
following reliefs:

- "... 1. Issue a writ of mandamus or any other appropriate writ
directing the respondents to immediately release all seized
restaurant equipment and articles belonging to the petitioner.
2. By writ order and directions, declare the action of seizure
and sealing carried out by the respondent Nagar Parishad as
illegal, arbitrary and unconstitutional.
3. By writ order and directions, Restrain the respondents
from taking any coercive action against the petitioner except in
accordance with law.
4. Pass any other order..."*

After arguing the matter for some time, learned counsel for the petitioner submitted that the petitioner would be satisfied if respondent No. 3, i.e., the Executive Officer, Nagar Parishad, Kuchaman City, is directed to consider the petitioner's representation seeking release of all the seized restaurant equipment which he had been operating on the disputed property as a tenant, with the due knowledge and permission of the Nagar Parishad, Kuchaman City.

The prayer made by learned counsel for the petitioner seems to be just and reasonable as the documents available on record indicate that the petitioner was a tenant in the disputed property which has been seized by the respondents on account of alleged illegal and unauthorized construction.

Consequently, the present writ petition is disposed of with a direction to the petitioner to file a fresh representation ventilating his grievances before respondent No. 3, i.e., the Executive Officer, Nagar Parishad, Kuchaman City, within a period of ten days from today.

If such a representation is filed, the Executive Officer, Nagar Parishad, Kuchaman City shall consider and decide the same in accordance with law, particularly keeping in view the fact that the petitioner was merely a tenant in the disputed property and had not raised any illegal construction himself resulting in seizure of the building. The representation shall be decided within a period of three weeks from the date of its receipt. It is made clear that in the event an order adverse to the interest of the petitioner is passed by respondent No. 3 - Executive Officer, Nagar Parishad, Kuchaman City, the petitioner shall be at liberty to

approach the appropriate legal forum for redressal of his grievances.

The stay petition also stands disposed of.

(KULDEEP MATHUR),J

66-himanshu/-