

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

S.B. Civil Writ Petition No. 4651/2026

1. Sahabdeen S/o Shri Imamu Khan, Aged About 65 Years,
Resident Of Ward No. 16, Khajuwala, Tehsil Khajuwala,
District Bikaner.
2. Nata Khatun W/o Sahabdeen, Aged About 60 Years,
Resident Of Ward No. 16, Khajuwala, Tehsil Khajuwala,
District Bikaner.

----Petitioners

Versus

1. The State Of Rajasthan, Through Secretary Department
Of Water Resources, Govt. Of Rajasthan, Secretariat,
Rajasthan, Jaipur.
2. The District Collector, Bikaner.
3. The Executive Engineer, Water Resources, Division
Khajuwala District Bikaner.
4. Asstt. Engineer, Water Resources, Sub Division
Khajuwala, District Bikaner.
5. Junior Engineer, Water Resources, Sub Division
Khajuwala, District Bikaner.
6. Chairman, Management Committee Of Water Users
Association, Khajuwala Vitrika, Chak 2 Brwm (A), Wua50
Khajuwala, District Bikaner.
7. Jafar Ali S/o Shri Mohammed Yar, Resident Of 2 Brwm(A),
Tehsil Khajuwala, District Bikaner.

----Respondents

For Petitioner(s)	:	Mr. R.S. Choudhary
For Respondent(s)	:	-

HON'BLE MR. JUSTICE KULDEEP MATHUR

Order

24/02/2026

1. Issue notice. Issue notice of stay application as well.

2. In the meanwhile and till next date of hearing, the respondents shall not construct the new water course in pursuance of the report dated 05.06.2025 through the agricultural land of the petitioner without following the provisions contained in Sections 21 and 22 of the Rajasthan Irrigation and Drainage Act, 1954.

3. It is however, made clear that in case respondents follow the procedure provided under Sections 21 and 22 of the Act of 1954, they shall free to construct the new water course in the land of the petitioner.

(KULDEEP MATHUR),J