

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

D.B. Civil Writ Petition No. 5425/2026

Akbar And Sons, Through Authorised Proprietor Mohd. Javed, S/
o Mohd Akbar, Aged About 47 Years, R/o House No. 25, 5Th
Road LI Colony Near Eidgha, Jodhpur, Rajasthan.

-----Petitioner

Versus

1. State Of Rajasthan, Through The Secretary, Department
Of Transport, Secretariat, Jaipur Rajasthan.
2. The Regional Transport Officer, Jodhpur.
3. The District Transport Officer, Jodhpur.

-----Respondents

For Petitioner(s)	:	Mr. Hemank Vaishnav Ms. Dolly Jaiswal
For Respondent(s)	:	Mr. Deepak Chandak for Mr. B.L. Bhati, AAG

**HON'BLE MR. JUSTICE FARJAND ALI
HON'BLE MR. JUSTICE SANDEEP SHAH**

Order

09/03/2026

Issue notice.

Learned Additional Advocate General, Mr. B.L. Bhati, accepts
notice on behalf of all respondents. Hence, service is complete.

Learned counsel for the respondents seeks time to file reply.

List the matter after four weeks.

In D.B. Civil Stay Petition No.5462/2026:-

Heard on the stay application.

Considering the submissions and perceiving a strong
arguable case in favour of the petitioner and in view of the *prima*
facie case and the balance of convenience, it is ordered that, in

the meanwhile, the respondents are directed to provisionally assess and raise demand of the tax (along with applicable interest, if any) by treating the taxable value/cost price of the vehicle as the actual price at which the petitioner purchased the vehicle in the auction conducted by the State of Rajasthan itself, and not on the price of the new vehicle.

After doing so, the registration certificate as well as the tax certificate shall be issued to the petitioner, and the petitioner shall be allowed to ply the vehicle on road.

It is made clear that the petitioner shall not create a third party interest.

Accordingly, the present stay petition shall be disposed of.

(SANDEEP SHAH),J

(FARJAND ALI),J

155-charul/-