

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

S.B. Civil Writ Petition No. 5579/2026

Kamlesh Kumari W/o Shri Harchand Rai, Aged About 72 Years,  
Resident Of Da-45, Mahaveer Nagar, Barmer.

-----Petitioner

Versus

1. State Of Rajasthan, Through The Director Cum Special Secretary, Directorate, Local Self Department, Jaipur.
2. Municipal Council, Barmer, Through Its Commissioner.

-----Respondents

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For Petitioner(s) : Mr. Ankur Mathur

For Respondent(s) : --

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**HON'BLE MR. JUSTICE KULDEEP MATHUR**

**Order**

**27/04/2026**

1. Learned counsel for the petitioner submitted that the respondents are intending to illegally dispossess the petitioner from his residential plot bearing No. DA-46, Mahaveer Nagar, Barmer. In support of this contention, the petitioner has placed on record certain photographs.

2. Having heard learned counsel for the petitioner and upon perusal of the material available on record, this Court prima facie finds that the present writ petition involves several disputed questions of fact. The issue as to whether the respondents are illegally interfering with the petitioner's possession over residential plot No. DA-46 is a matter that requires adjudication by a competent civil court on the basis of evidence led by the parties.

3. In view of the aforesaid, this Court is not inclined to exercise its writ jurisdiction under Article 226 of the Constitution of India.

4. Consequently, the present writ petition is dismissed with liberty to the petitioner to approach the appropriate civil court for redressal of his grievances, if so advised.

5. The stay application also stands dismissed.

**(KULDEEP MATHUR),J**

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