

HIGH COURT OF JUDICATURE FOR RAJASTHAN
JODHPUR

S.B. Civil Contempt Petition No. 40/2024

Laxminarayan Vyas

-----Petitioner

Versus

Smt. Shyama Devi & Ors.

-----Respondents

For Petitioner(s)	:	Mr. Harish Jangid
For Respondent(s)	:	Dr. Sachin Acharya, Sr. Advocate assisted by Mr. Manvendra K.S. Bhai for respondent Nos.3 and 4 Mr. Narendra Thanvi for respondent Nos. 1 and 2. Respondent No.3 Indra and respondent No.4 Abhishek Vyas present in person

HON'BLE MS. JUSTICE REKHA BORANA

Order

08/04/2026

1. An application (I.A. No.04/2025) has been filed on behalf of respondent Nos. 1 and 2 with the submission that in the garb of compliance of order dated 23.09.2025 passed by the Court, the petitioner has proceeded on to demolish even the old construction which existed on the property in question and in which respondent No.1 was residing. The photographs to substantiate the said fact have been annexed alongwith the application.
2. Vide order dated 23.09.2025, this Court had observed that the photographs as annexed with the contempt petition reflected that new construction was sought to be/had been raised on the site in question. As no instructions were pleaded on behalf of respondent Nos. 3 and 4 and a submission was made on behalf of the respondent Nos. 1 and 2 that they have not raised the alleged

construction, the Court granted liberty to the petitioner to move an appropriate application before Superintendent of Police, Chittorgarh and the Superintendent of Police was directed to provide police assistance to the petitioner for removal/demolition of the construction raised in disobedience of order dated 10.02.2021.

3. Vide order dated 23.09.2025, a report of removal/demolition was also directed to be filed by Superintendent of Police, Chittorgarh. However, no such report has been filed.

4. As per the averments made in the subject application and the photographs annexed alongwith, it is crystal clear that the old construction which was covered by a shutter has also been demolished. The photographs even reflect that a gate has been sought to be erected on the site in question.

5. Evidently, the above were not the directions of this Court in order dated 23.09.2025. Vide the same, only the new construction which was raised in disobedience of order dated 10.02.2021, was directed to be demolished. Demolition of the old construction and erection of an iron gate, is clearly not in consonance with order dated 23.09.2025.

6. In view of above, the petitioner is directed to restore the position of the old construction i.e., the room of respondent No.1 covered by an iron shutter, by the next date. The gate as erected on the site be also removed with immediate effect.

7. The above be done at the cost of the petitioner himself.

8. Let a specific report after restoring the above position be filed within a period of two weeks.

9. On 20.08.2025, Counsel pleaded 'No instructions' qua respondent No.4 and on 23.09.2025, 'No instructions' were pleaded qua respondent No.3 also.

10. Today, Dr. Sachin Acharya, learned Senior Counsel has put in appearance for respondent Nos. 3 and 4 and submits that a reply has been filed today on their behalf.

11. If any such reply has been filed, let the same be tagged and the contempt petition be listed on 24.04.2026.

12. If by the said date, the present order is not complied with, the petitioner shall remain present before the Court on the next date and appropriate orders of punishment shall be passed against him.

(REKHA BORANA),J