

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

D.B. Special Appeal Writ No. 492/2026

M/s. C Construction, Through Its Partners- A. Smt. Johra Baigum
W/o Mohammad Hussain (Expired In 2004) B. Smt. Salma W/o
Saiyyad Akhtar, Age- 61 Years C. Smt. Tarannam W/o Saiyyad
Afsar, Age- 64 Years Office Address - Behind Dewali
Vidhyabhawan School, Udaipur Rajasthan

----Appellant

Versus

1. Jamna Devi W/o Shri Chogalal Lauhar, Resdient Of Shiv
Colony Saubhagpura, Tehsil Badgaon, District Udaipur.
2. State Of Rajasthan, Through The Secretary Local Self
Government Department,jaipur, Rajasthan.
3. The Secretary, Udaipur Development Authoirty, Udaipur,
Rajasthan
4. The General Manager, District Industrial Centre Udaipur
5. The Additional Divisional Commissioner, Udaipur
6. The District Collector, Udaipur
7. The Tehsildar, Badgaon District Udaipur, Rajasthan

----Respondents

For Appellant(s)	:	Mr. M.S. Singhvi Sr. Adv. Assisted by Mr. Hemant Kumar Ballani, Mr. Chirag Kalani, Mr. Jayant Pitawat
For Respondent(s)	:	

**HON'BLE DR. JUSTICE PUSHPENDRA SINGH BHATI
HON'BLE MR. JUSTICE SANDEEP SHAH**

Order

24/04/2026

Issue notice to the respondents, returnable within four
weeks.

In the meantime, the impugned interim order restraining the
parties from creating third-party rights in the land in question is

modified to the extent that any third-party rights created after the filing of the writ petition shall remain subject to the final outcome of the writ petition as well as the present appeal.

The aforesaid order has been passed keeping in mind the long-term impact on the flats in question, which are in the process of being sold after due compliance of RERA; however, such modification shall not prejudice the rights of either party to contest the matter on merits.

(SANDEEP SHAH),J

(DR.PUSHPENDRA SINGH BHATI),J

26-Sudheer/-