

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

S.B. Civil Writ Petition No. 7350 / 2015

Chatra Ram

-----Petitioner

Versus

State & Ors

-----Respondent

For Petitioner(s) : Mr. Sandeep Shah

For Respondent(s) : Mr. O.P. Boob

HON'BLE MS. JUSTICE NIRMALJIT KAUR

Order

27/11/2017

Learned counsel for the petitioner has pointed out that he is being discriminated vis-a-vis other similarly situated persons who are seeking conversion for construction. It is stated that while others are being allowed to construct after taking a distance of 60 ft. from the centre of the road, the petitioner is being asked to leave 40 meters from the centre of the road. He has also placed on record certain photographs to show that construction of some building has already taken place at the distance of 60 ft. Further, other people are being allowed to continue with the construction at the distance of 60 ft. away even today.

Learned counsel for the respondent-State, accordingly, prays for time to verify and seek instructions.

An affidavit shall be filed by the officer-incharge i.e. Tehsildar with the following details:-

- (a) The detail of the permissions granted from the period 23/12/2014 upto 25/03/2015;
- (b) Whether the condition was to construct after leaving 40 meters or 60 ft., the detail of the same be supplied;
- (c) Whether the condition was changed qua any one of those who were granted permission during this period;
- (d) The detail of any construction which is still going on without imposing the condition of 40 meters.

The needful be done by 13/12/2017.

Put up on 18/12/2017, as prayed.

(NIRMALJIT KAUR), J.

