

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

S.B. Civil Writ Petition No. 11858/2026
CNR: RJHC010515312026
URN: CW / 21453U / 2026

Hukami Chand Daga

-----Petitioner

Versus

The State Of Rajasthan

-----Respondent

For Petitioner(s)	:	Mr. Deepesh Beniwal
For Respondent(s)	:	Mr. Rajesh Panwar, AAG

HON'BLE MR. JUSTICE SAMEER JAIN

Order

13/07/2026

Learned counsel for the petitioner has approached this Court under Article 226 of the Constitution of India. He has placed reliance upon the Rajasthan Municipalities (Disposal of Urban Land) Rules, 1974, as well as the *Prashasan Shahron Ke Sangh Abhiyan, 2021*; upon Annexure-2 i.e copy of site plan and submitted that adjacent to the petitioner's house there are two strips of land which, cumulatively, measure more than 100 square yards.

Learned counsel further submitted that the petitioner had an application on the ground that he had been in possession of the said pieces of land, for more than a decade. However, the application was rejected on the ground that one of the strips did not qualify as a strip of land, and is being capable of being treated as an independent plot; and that as there is a cumulative area of the two strips exceeded 100 square yards, thereby rendering the

petitioner ineligible for allotment/permission under Rule 23 of the Rajasthan Municipalities (Disposal of Urban Land) Rules, 1974.

Learned counsel further submitted that vide order dated 28.09.2021, relaxation was granted whereby the permissible area of a strip of land was enhanced to 130 square yards.

Heard.

Upon a *prima facie* consideration of the provisions of Rule 23, this Court finds that the Rule permits regularisation/disposal of strip land only up to an area of 100 square yards. However, the issue that requires consideration is whether one of the portions shown in Annexure-2 can be treated as an independent strip of land for the purpose of Rule 23.

On the direction of this Court, notice was served upon the learned Additional Advocate General. Mr. Rajesh Panwar, learned Senior Counsel, who accepted notice, sought necessary instructions, and submitted that the matter may be heard on 27.07.2026.

List the matter on 27.07.2026, in the supplementary cause list.

Till then, the parties shall maintain status *quo* as it exists today.

Liberty is granted to the respondent-State to seek appropriate relief under Article 226(3) of the Constitution of India.

(SAMEER JAIN),J