

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

S.B. Civil Writ Petition No. 20336/2025

Sunita Jangid W/o Shri Mahavir Prasad Jangid, Aged About 56 Years, Resident Of House No. 133-L-Block , Sriganganagar And Proprietor Of Sohan Musical House, Shop No. 5, Shri Sat Dharam Sabha, 1-H-A-Block, Near Sahtoshi Mata Mandir, Sriganganagar (Raj.).

-----Petitioner

Versus

1. State Of Rajasthan, Through The Secretary, Department Of Local Self, Secretariat, Jaipur (Raj.).
2. District Collector, Sri Ganganagar (Raj.).
3. Commissioner, Municipal Council, Sriganganagar (Raj.).
4. President, Shri Sat Dharam Sabha, 1-H-A-Block, Near Sahtoshi Mata Mandir, Sriganganagar (Raj.).

-----Respondents

For Petitioner(s)	:	Mr. Himmat Jagga Ms. Tania Chugh
For Respondent(s)	:	--

HON'BLE MR. JUSTICE SUNIL BENIWAL

Order

14/10/2025

1. Learned counsel for the petitioner submits that the petitioner is running a shop in rented premises since 1985. The shop was provided on rent by respondent No.4 and the petitioner is regularly paying rent.
2. It is submitted that earlier a notice dated 01.08.2025 was served upon the petitioner by the respondent No.4 so also another notice dated 26.09.2025 was issued by respondent No.4.
3. It is submitted that petitioner received notice from Municipal Council on 23.09.2025 followed by another notice dated

06.10.2025. Subsequent thereto, respondent No.3 sent notice dated 09.10.2025 (Annex.5) wherein it is alleged that the petitioner has encroached by exceeding construction beyond building line.

4. It is further submitted that reply to the said notice was submitted on 10.10.2025 however, respondent No.4 and Municipal Board are bent upon to evict the present petitioner. The petitioner has also taken this Court towards Annex.7 i.e. the photographs, therefrom it is indicated that as a matter of fact, the construction is not encroachment and construction is within the building line.

5. Considering the submissions made by learned counsel for the petitioner, issue notice of the writ petition as well as of the stay application, returnable within a period of four weeks.

6. Notices be given 'dasti' to learned counsel for the petitioner.

7. Meanwhile and till next date, no coercive action shall be taken against the petitioner in pursuance of the notice dated 09.10.2025 (Annex.5).

(SUNIL BENIWAL),J