

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**



D.B. Civil Writ Petition No. 1776/2022

CNR: RJHC020067282022 | URN: CW / 3665U / 2022

Gajadhar Sharma S/o Ramdayal Sharma, Aged About 45 Years,
R/o At Present Sarpanch Village Sanwai Teh. Deeg, Distt.
Bharatpur (Raj)

----Petitioner

Versus

1. State Of Rajasthan, Through Chief Secretary, Secretariat, Jaipur
2. State Of Rajasthan, Through Principal Secretary, Department Of Finance Secretariat, Jaipur
3. State Of Rajasthan, Through Principal Secretary, Department Of Water Resources Secretariat, Jaipur
4. Chief Engineer, Department Of Water Resources, Sichai Bhawan, Jln Marg, Jaipur
5. Director Canal Directorate, Sichai Bhawan, Jln Marg Jaipur
6. Divisional Commissioner, Bharatpur Zone Bharatpur
7. District Collector, Bharatpur (Raj)
8. Superintendent Of Police, Bharatpur
9. Sdm Deeg Distt., Bharatpur
10. Tehsildar Deeg, District Bharatpur (Raj)
11. Executive Engineer, Department Of Water Resources Bharatpur
12. Asstt.engineer, Department Of Water Resources Deeg Distt. Bharatpur
13. Sho Police Station, Deeg District Bharatpur

----Respondents

Connected With

D.B. Civil Writ Petition No. 12430/2020

CNR: RJHC020620392020 | URN: CW / 23189U / 2020

Vijay Mishra S/o Shri Shree Chand Mishra, Aged About 47 Years,
R/o Gaya Kund Mohalla, Kaman, District- Bharatpur (Raj.)

----Petitioner

Versus

1. State Of Rajasthan, Through Chief Secretary, Secretariat, Jaipur (Raj.)
2. State Of Rajasthan, Through Principal Secretary Department Of Finance, Secretariat, Jaipur (Raj.)
3. State Of Rajasthan, Through Principal Secretary Department Of Water Resources, Secretariat, Jaipur (Raj.)
4. Chief Engineer, Department Of Water Resources, Sichai Bhawan JIn Marg, Jaipur
5. Director Canal, Directorate, Sichai Bhawan, JIn Marg, Jaipur.
6. Divisional Commissioner, Bharatpur Division, Bharatpur (Raj.)
7. District Collector, Bharatpur (Raj.)
8. S.d.m., Kaman, Distt. Bharatpur, Rajasthan.
9. Tehsildar, Kaman, Distt. Bharatpur, Rajasthan.
10. Executive Engineer, Department Of Water Resources, Bharatpur
11. Asst. Engineer, Department Of Water Resources, Kaman, Distt. Bharatpur.
12. Superintendent Of Police, Bharatpur, Rajasthan.
13. S.h.o., Police Station Kaman, Distt. Bharatpur.

-----Respondents

For Petitioner(s)	:	Ms. Surbhi Khandelwal, Mr. Jinal Gehlot for Mr. D.D. Khandelwal
For Respondent(s)	:	Mr. Basant Singh Chhaba, AAG with Mr. Hardik Singh, AAAG

HON'BLE MR. JUSTICE INDERJEET SINGH
HON'BLE MR. JUSTICE SANDEEP TANEJA

Order

04/08/2026

1. These writ petitions have been filed by the petitioner with the following prayers:-

PRAYERS MADE IN D.B. Civil Writ Petition No. 1776/2022

"(i) To direct the respondents to conduct a survey of Bharatpur canal affected area in tehsil Deeg, Distt. Bharatpur and provide suitable compensation to every affected farmers at earliest.

(ii) Respondents should be directed to regularly scrutinize the Canal and issue instruction for proper repair of the leakage in Canal forthwith.

(iii) Respondent should be directed to dig a concrete parallel drain to the canal so the water collected in the fields could be drained out.

(iv) Any other order or direction, which this Hon'ble Court may deem just and proper, may also kindly, is passed in the facts and circumstance of the case with costs".

PRAYERS MADE IN D.B. Civil Writ Petition No. 12430/2020

"(i) To direct the respondents to conduct a survey at Gudgaon canal affected area in tehsil Kaman, Distt. Bharatpur and provide suitable compensation to every affected farmers at earliest.

(ii) Respondents should be directed to regularly scrutinize the Canal and issue instruction for proper repair of the leakage in Canal forthwith.

(iii) Respondent should be directed to dig a concrete parallel drain to the canal so the water collected in the fields could be drained out.

(iv) Any other order or direction, which this Hon'ble Court may deem just and proper, may also kindly, is passed in the facts and circumstance of the case with costs".

2. On 01.05.2026, the coordinate Bench of this Court passed the following order in these matters:-

"It is stated that land was allotted to the farmers in the village, Sawai, Tehsil Deeg, Bharatpur. However, on account of the nearly canal and water percolation in the said area, has resulted in the said land becoming wetland. Photographs have also been placed before us, reflecting that the entire area has

become a wetland. The flora and fauna of the area has thus obviously changed. The same now needs to be protected. At the same time, the villagers are also required to be provided alternate land where they may earn their living through farming.

Let the State Government submit a response in this regard."

3. In pursuance of the order dated 01.05.2026, the respondent State submitted a compliance / status report. Paras 4, 5, 6 and 7 thereof read as under:-

"4. That with a view to providing a permanent solution to the problem of waterlogging in the Samai-Kheda depression area, the State Government, under Budget Announcement 2024-25, Item No. 113-II(15), approved the project namely "Deeg-Kumher-Bharatpur mein Samai-Kheda Depression se Govardhan Drain tak Pani Lift Karne Ka Karya". For ready reference copy of the relevant pages of the Budget Announcement 2024-25 are enclosed herewith and marked as Annexure CR/1.

5. That administrative and financial sanction amounting to Rs. 624.95423 lakh was issued on 10.10.2024 for execution of the aforesaid project. Copy of AF Sanction dated 10.10.2024 is being enclosed herewith and marked as Annexure-CR/2.

6. That thereafter, on 01.03.2025, work orders amounting to Rs. 545.66 lakh were issued on EPC basis. The work commenced on 11.03.2025 and its scheduled date of completion is 10.09.2026. The project is presently under execution. Copy of Work Order dated 01.03.2025 is being enclosed herewith and marked as Annexure CR/3.

7. That substantial progress has already been achieved. A pipeline of approximately 3 kilometers has been laid from Samai Pokhar / Pumping Station to Govardhan Drain. Further, pipeline work for carrying water from the depression area to the Pokhar has also been completed. Construction of the pump house has been completed up to roof level and water from the depression area has already been lifted and discharged into the Govardhan Drain. At present, construction of the sump well is in progress."

4. We are satisfied with the status report submitted on behalf of the respondents to solve the issue raised by the petitioners in these writ petitions.

5. In that view of the matter, the present writ petitions (PILs) stand disposed of.

(SANDEEP TANEJA),J

(INDERJEET SINGH),J

96-97/SHAILENDRA