

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 3691/2022

Metrocity Vikas Samiti

-----Petitioner

Versus

Mahesh Kumar Jain S/o. Maliram Jain

-----Respondent

Connected With

S.B. Civil Writ Petition No. 9002/2023

Hari Narain Sharma S/o Shri Ram Bux Sharma

-----Petitioner

Versus

Jaipur Development Authority

-----Respondent

S.B. Civil Writ Petition No. 3740/2022

Metrocity Vikas Samiti

-----Petitioner

Versus

Mahesh Kumar Jain S/o Maliram Jain

-----Respondent

S.B. Civil Writ Petition No. 6754/2022

Jaipur Development Authority

-----Petitioner

Versus

Mahesh Kumar Jain S/o Shri Mali Ram Jain

-----Respondent

S.B. Civil Writ Petition No. 6768/2022

Jaipur Development Authority

-----Petitioner

Versus

Mahesh Kumar Jain S/o Shri Mali Ram Jain

-----Respondent

For Petitioner(s) : Mr. Ashish Sharma, Mr. Ajjet Kumar
Bhandari

For Respondent(s) :

HON'BLE MR. JUSTICE AVNEESH JHINGAN

Order

03/04/2024

1. Learned Senior Counsel appearing for the applicant submits that applicant was the *khatedar* (tenant) of the land in question. The power of attorney given in favour of Respondent No.1 arrayed in writ petition was cancelled. Withholding all these facts on the basis of an unregistered lease deed and 15% of developed land in lieu of the compensation for acquisition was awarded to respondent No.1, hence the applicant is the necessary party.
2. Mr. Sandeep Pathak appearing for respondent No.1-Sh. Mahesh Kumar Jain submits that the respondent No.1 was issued lease deed by JDA after taking into account the Power of Attorney in favour of respondent. The cancellation of lease deed was challenged in appeal.
3. In view of the fact that there is a dispute with regard to the capacity in which respondent No.1 had received compensation/developed land for the acquired land, the applicant would be necessary party for adjudication of the issues raised before this Court. The application (I.A. No.1/2024) is allowed. The applicant is impleaded as respondent.
4. Let the counsel for the applicant file amended cause title within three days from today.
5. Put up on 10.07.2024. Pleadings be completed in the meantime.

(AVNEESH JHINGAN),J