

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 3604/2026

Neeta Kanwar Wife Of Shri Punya Pratap Karan Rathore
-----Petitioner

Versus

State Of Rajasthan and Ors.
-----Respondents

For Petitioner(s) : Mr. Rajeev Kumar Sogarwal
Mr. Balram Jakhar
Ms. Deepa Choudhary

For Respondent(s) :

HON'BLE MR. JUSTICE ANUROOP SINGHI

Order

24/02/2026

The present writ petition has been filed challenging the order dated 19.02.2026, vide which, the petitioner has been removed from the post of Administrator of Gram Panchayat Natwada, Panchayat Samiti Niwai, District Tonk.

Mr. Rajeev Kumar Sogarwal, learned counsel for the petitioner, vehemently submits that the said order has been passed in complete defiance of the provisions of Section 38 of the Rajasthan Panchayati Raj Act, 1994 (hereinafter referred to as "**the Act of 1994**") read with Rule 22 of the Rajasthan Panchayati Raj Rules, 1996 (hereinafter referred to as "**the Rules of 1996**") as no procedure worth the name as mentioned in the said provisions has been followed by the respondents prior to the passing of the order dated 19.02.2026.

Learned counsel for the petitioner further submits that this Court on 18.08.2025 in the case of **Mahaveer Prasad Gautam**

Vs. State of Rajasthan in ***S.B. Civil Writ Petition No.3422/2025*** and other connected matters have duly considered the very same controversy and quashed the orders passed by the respondents in defiance and ignorance of the provisions of Section 38 of the Act of 1994 read with Rule 22 of the Rules of 1996.

It is also submitted that though against the said judgment, Special Appeal Writ was filed wherein, the effect and operation of the said judgment was stayed by the Division Bench in ***D.B. Special Appeal Writ No.1016/2025***, however, thereafter, the said interim order was further assailed before the Hon'ble Supreme Court by filing ***SLP (C) No.31575/2025*** wherein the effect and operation of the interim order passed by the Division Bench has been stayed and the said SLP is still pending.

Taking note of the above, issue notice to the respondents, returnable within six weeks.

Notices be sent through registered post in addition to the normal process.

Notices be given *dasti* to the learned counsel for the petitioner.

Additionally, learned counsel for the petitioner would be at liberty to supply a copy of the present writ petition in the Office of Mr. Kapil Prakash Mathur, learned AAG, who appears on behalf of respondents.

List the matter on 28.04.2026 after showing name of Mr. Kapil Prakash Mathur, learned AAG, in the cause list.

In the meanwhile and till the next date, the effect and operation of the order dated 19.02.2026 shall remain stayed and

the respondents are directed to allow the petitioner to continue on the post of the Administrator of Gram Panchayat Natwada, Panchayat Samiti Niwai, District Tonk.

(ANUROOP SINGHI),J

DIPESH CHAYAL /16