

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 3627/2002

Brigadier Sawai Bhawani Singh

-----Petitioner

Versus

State of Rajasthan & Ors.

-----Respondents

For Petitioner(s)	:	Mr. Jaideep Singh with Ms. Jigyasa Patyal Mr. Tushar Singh and Mr. Avi Maheshwari
For Respondent(s)	:	Mr. Amit Kuri

HON'BLE MR. JUSTICE SAMEER JAIN

Order

20/04/2026

1. The present writ petition has been filed invoking the extraordinary jurisdiction of this Court under Article 226 of the Constitution of India, assailing the impugned order dated 22.12.2001 passed by the Divisional Commissioner (DC), Jaipur.
2. The subject matter of the present dispute pertains to a parcel of land popularly known as *Amrudo Ka Bagh*.
3. Learned counsel for the petitioner submits that the Co-ordinate Bench of this Court, vide an order dated 31.10.1996, had issued directions to the Divisional Commissioner to consider the objections and first determine the subject-matter jurisdiction as to whether the land in question falls within the definition of an 'estate' as enshrined under Section 2(b) read with Section 2(f) of the Rajasthan Land Reforms and Acquisition of Landowners' Estates Act, 1963 (for short, 'Act of 1963').

4. It is submitted that the provisions of the Act of 1963 are strictly applicable to 'estates'. It is argued that the land in question is an agricultural land which, as per the revenue records, is recorded under the name of late Shri Bhawani Singh, and not under the name of the erstwhile '*Maharaja*', the royal family, or their assigns.

5. Learned counsel further submits that the impugned order dated 22.12.2001 has been passed in a mechanical manner, bypassing the specific directions passed by the Co-ordinate Bench of this Court to determine the exact nature of the estate. It is argued that the acquisition *qua* the petitioner is wholly without jurisdiction, rendering all further proceedings and directions arising out of the impugned order bad and unsustainable in the eyes of law.

6. Moreover, the learned counsel for the petitioner has drawn attention of this Court to the fact that multiple litigations have been arising out of the instant dispute that have traveled up to the Hon'ble Supreme Court. It is submitted that in the case of **Ashapura Vikas Samiti & Anr. v. State of Rajasthan & Ors.** arising out of **Civil Appeal Nos. 4351-4354 of 2025**, the Hon'ble Supreme Court, vide order dated 25.03.2025, has categorically directed that *status quo* be maintained *qua* the property in question, and that the underlying disputes be adjudicated by the Division Bench of this Court. It is also submitted that a similar writ petition, being **S.B. Civil Writ Petition No. 291/2002** titled **Ashapura Vikas Samiti v. Divisional Commissioner, Jaipur**, is presently pending adjudication before the Co-ordinate Bench of this Court.

7. During the course of the hearing, learned counsel appearing on behalf of the respondent-JDA submitted that he has been recently engaged in this significantly old matter. Therefore, a request is made that a copy of the present petition be supplied to him.

8. Heard the submissions advanced by learned counsel.

9. Learned counsel for the petitioner is directed to supply a copy of the present petition to Mr. Amit Kuri, learned counsel for the respondent-JDA, during the course of the day.

10. Learned counsel for the petitioner is further directed to amend the cause title of the present writ petition in light of the provisions enshrined under Article 18 of the Constitution of India.

11. Reply, if any, be filed prior to the next date of hearing.

12. List the matter on 15.05.2026.

(SAMEER JAIN),J