

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 5521/2026

Chetak Jainko Tollways Limited & Anr.

-----Petitioners

Versus

Abhibhashak Parishad Digod & Ors.

-----Respondents

For Petitioner(s) : Mr. Prakash Chandra Jain with
Mr. Shaitan Chaudhary
Mr. Roshan Vishwakarma

HON'BLE MR. JUSTICE SAMEER JAIN

Order

27/04/2026

1. The present writ petition has been filed assailing the impugned order dated 18.02.2026 passed by the learned Permanent Lok Adalat (PLA).
2. Learned counsel for the petitioner submits that the impugned order is unsustainable in the eyes of law, as the learned PLA has failed to consider the applicability and scope of the notification dated 29.05.2015 (Annexure-4).
3. It is submitted that Section 1(3) of the said notification makes it abundantly clear that the petitioner, having executed the subject contract in the year 2011, shall not be governed by, nor subjected to, any concession that was subsequently granted under the notification promulgated in the year 2015. Relevant portion of the notification is reproduces as under:

*"Section/Clause 1(3): They shall apply to
agreements and contracts executed on or after
commencement of these rules."*

4. Learned counsel further submits that by ignoring the said statutory distinction and timeline, the learned PLA has passed an order that is *per se* bad in law and suffers from a non-application of mind.
5. Heard the submissions advanced by the learned counsel.
6. Issue notices *qua* the petition as well as the stay application to the respondents.
7. In addition to the regular mode of service, '*dasti*' service is permitted.
8. List the matter on 05.05.2026 in the supplementary cause list.

(SAMEER JAIN),J