



[WRW-55/2023]

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

D.B. Review Petition (Writ) No. 55/2023

Anil Suwalka S/o Ramavtar Suwalka

-----Petitioner

Versus

State Of Rajasthan

-----Respondent

D.B. Review Petition (Writ) No. 57/2023

Shri Anil Suwalka S/o Ramawatar Suwalka

-----Petitioner

Versus

State Of Rajasthan

-----Respondent

D.B. Review Petition (Writ) No. 58/2023

Anil Suwalka S/o Shri Ramawatar Suwalka

-----Petitioner

Versus

State Of Rajasthan

-----Respondent

D.B. Review Petition (Writ) No. 59/2023

Anil Suwalka S/o Shri Ramawatar Suwalka

-----Petitioner

Versus

State Of Rajasthan

-----Respondent

D.B. Review Petition (Writ) No. 60/2023

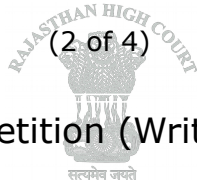
Anil Suwalka S/o Shri Ramawatar Suwalka

-----Petitioner

Versus

State Of Rajasthan

-----Respondent



D.B. Review Petition (Writ) No. 61/2023

Shri Anil Suwalka S/o Ramawatar Suwalka

----Petitioner

Versus

State Of Rajasthan

----Respondent

D.B. Writ Miscellaneous Application No. 47/2023

Shri Anil Suwalka S/o Ramavtar Suwalka

----Petitioner

Versus

State Of Rajasthan

----Respondent

D.B. Review Petition (Writ) No. 53/2023

Jaikanwar Gujar W/o Prahlad Gunjal

----Petitioner

Versus

Shri Anil Suwalka S/o Ramawatar Suwalka

----Respondent

D.B. Review Petition (Writ) No. 54/2023

Jaikanwar Gujar W/o Prahlad Gunjal

----Petitioner

Versus

Shri Anil Suwalka S/o Ramawatar Suwalka

----Respondent

For Petitioner(s)	:	Mr. Yogesh Kumar Sharma Mr. Kapil Prakash Mathur Mr. Sandeep Saxena with Mr. Prateek Saxena Mr. Vivek Yadav Mr. Sara Parveen Mr. Vibhu Sakshi Sharma
For Respondent(s)	:	Mr. Rajesh Maharishi, AAG with Mr. Udit Sharma

HON'BLE THE ACTING CHIEF JUSTICE MR. MANINDRA MOHAN SHRIVASTAVA

HON'BLE MR. JUSTICE ANIL KUMAR UPMAN

Order

31/03/2023

Heard.

In all the cases Mr. Rajesh Maharshi appears on caveat on behalf of UIT, Kota.

The applicants are seeking review of the order passed by this Court on 28.2.2023 in two PILs i.e. in D.B. PIL (Writ) Petition Nos.11125/2020 and No.1084/2020, submitting that it was not brought to the notice of the Court regarding existing width of the public road under the master plan which was in force on the date order was passed by this Court on 28.2.2023.

It is submitted that the master plan has undergone change and the PILs proceeded on the ground that the proposal of the UIT for reduction of width of the road was against the existing master plan.

It is being submitted that the order of the Court is being interpreted as mandate to remove those who are in occupation over the width of the roads with reference to the earlier master plan and not the modified master plan which was in force at the time when order under review was passed.

Learned counsel for the caveator submitted that the issue with regard to width of the road was not raised but the decision was taken at the time when earlier master plan was in existence.

Considering the submission of learned counsel for the parties, at this stage we consider it necessary to make appropriate modification in the order passed earlier 28.2.2023 to make the position clear.

We inclined to stay operation of direction in order under review till appropriate clarification is made after hearing the parties.

Shri Rajesh Maharshi takes notice. Copy of the review petitions be supplied to Shri Anil Mehta, AAG, who usually represents UDH Government of Rajasthan within one week from today.

Issue notice to respondent Anil Suwalka. A copy of petition be also supplied to Shri Vimal Choudhary, Advocate, who appeared as counsel for the writ petitioner Anil Suwalka.

List these cases on 17.4.2023.

A copy of this order be placed on record of each review petition.

(ANIL KUMAR UPMAN),J

(MANINDRA MOHAN SHRIVASTAVA),ACTING CJ

ANAND TANWAR /136 to 141 and 66 to 68