

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

D.B. Civil Writs No. 12283/2018

Bhanwar Singh

-----Petitioner

Versus

State Of Raj And Ors

-----Respondent

For Petitioner(s) : Mr. J.P. Goyal Senior Advocate
assisted by Mr. Abhinav Arora.

**HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE G R MOOLCHANDANI**

Order

21/08/2018

1. The petitioner relies upon a decision of a Division Bench of this Court that land recorded as *Nadi* or *Nala* in the revenue record as of 15.08.1947 shall be maintained as such and no allotment shall be made of such lands for purposes of raising any construction.
2. Challenge in the writ petition, filed in public interest, is to an allotment order dated 23.05.2000 issued by the District Collector Karauli allotting 1 Bigha 12 Biswa land comprised in khasra nos.4743 and 4745 to the Social Welfare Department.
3. Now, alluvion and diluvion concepts regarding rivers and *Nalas* is known. By passage of time, rivers and *Nalas* change course. It is doubtful that by judicial orders nature can be frozen.
4. Whether in the instant case this has happened or not is not known.

5. Be that as it may, to find out whether the allotment in question was on account of the *Nala* changing its course we need to issue notice to the respondents.

6. Issue notice to the respondents returnable after six weeks.

(G R MOOLCHANDANI),J

(PRADEEP NANDRAJOG),CJ

KKC/JKP/S-36

RAJASTHAN HIGH COURT



सत्यमेव जयते