

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 6308/2026

M/s Nimrana Developers

-----Petitioner

Versus

Jaipur Development Authority

-----Respondent

For Petitioner(s)	:	Mr. Sandeep Pathak Ms. Anushree Agarwal
For Respondent(s)	:	Mr. Amit Kuri

HON'BLE MR. JUSTICE SAMEER JAIN

Order

20/04/2026

By way of present petition, interim order dated 26.11.2025 passed by the learned JDA Tribunal, whereby a liability to the tune of approximately Rs. Five and a half Crores is sought to be recovered from the petitioner, who is builder/ developer, is under challenge.

The contention of learned counsel for the petitioner is that in the light of circulars issued by a competent authority, the realization of tax should be from the owner, from the cut-off date from which he has purchased the land/property by a registered deed. It is submitted that the petitioner has submitted a list of dates which was not considered by the JDA prior to imposition of such liability.

Learned counsel for JDA has submitted that in taxation matters, writ petition is not maintainable, as also the present petition is filed assailing an interim order. It is submitted that in taxation matters, in interim orders, while granting stay or interim

relief, the courts are ought to be slow. It is further submitted that as per order dated 09.05.2025, it is clarified that till the developer/ builder, handovers/ transfers by appropriate document in favor of the resident society/ Vikas Samiti, transfer cannot be recognized, therefore, the liability as levied upon the petitioner is appropriate. Learned counsel has also relied upon provisions of 257A of the Rajasthan Land Revenue Act, whereby the recovery certificate is conclusive. It is also submitted that various show-cause notices or the communication were issued, but no appropriate evidence was filed by the petitioner.

Counsel of the petitioner has submitted that he wants to place on record the transfer document made to the society, Radiant Resident Association, in the light of Annexure-13A as reflected at Page-66.

List the matter on 22.04.2026 in the supplementary cause list.

Records of the instant *lis*, as before the learned JDA Tribunal be furnished on the next date of hearing.

(SAMEER JAIN),J