

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Civil Writ Petition (PIL) No. 7411/2025

Rajendra Kumar Sharma S/o Govindlal Sharma & Ors.

-----Petitioners

Versus

State of Rajasthan & Ors.

-----Respondents

For Petitioner(s)	:	Mr. Vinod Kumar Tamoliya with Mr. Sarthak Palaria
For Respondent(s)	:	Mr. Abhishek Pareek Ms. Shikha Sharma, AAAG

HON'BLE THE ACTING CHIEF JUSTICE MR. SANJEEV PRAKASH SHARMA
HON'BLE MR. JUSTICE BALJINDER SINGH SANDHU

Order

07/10/2025

1. Application (No.1/2025) for impleadment of the applicants in the array of the respondents is allowed.
2. The contents of the application shall be considered at the time of the final hearing of the case.
3. The newly impleaded respondents shall be provided with a copy of the writ petition along with all documents and they shall be free to file their reply.
4. Reply as well as affidavit has been filed on behalf of the State and it is informed that a team of revenue staff carried out the demarcation of the land bearing Khasra No.1782. The team submitted a Moka Report on 25.09.2024 and on the basis of the report prepared by the Halka Patwari on 01.09.2025, notices were issued under Section 91 of the Rajasthan Land Revenue Act, 1956 to the encroachers.

5. It is further stated that Khasra No.1782, measuring 0.19 hectare in Gair Mumkin Nadi, orders were accordingly passed by the District, Baran on 16.09.2025 for dispossession of the encroachers and the encroachments were removed by demolishing two shops falling within 20 meters of the river bank of Banganga.
6. The said affidavit is taken on record.
7. Application (No.3/2025) for early listing of the case is disposed of.
8. List this case again on 24.11.2025.
9. It is made clear that any property lying in Khasra No.1782, *Gair Mumkin Nadi* shall be removed.
10. It is informed that as per the Rajasthan Township Policy, 2024, Clause 3.6, Note (ii), in case a River/Nala is to be channelized, buffer shall be kept as per development plan or minimum of 9 meters whichever is more.
11. In the present case, we have directed for keeping the buffer zone of 20 meters, taking into consideration the flow of the river, we deem it appropriate to continue the buffer zone of 20 meters, as appropriate, for the safety of public at large.
12. It is further made clear that all constructions on the entire river bank which fall in the buffer zone shall be cleared.

(BALJINDER SINGH SANDHU),J (SANJEEV PRAKASH SHARMA),ACTING CJ