

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 7404/2026

Smt. Santosh Mewara W/o Shri Rameshchand, Aged About 53 Years, R/o Kalalo Ka Mohalla, Mandana, Panchayat Samiti Ladpura, District Kota.

-----Petitioner

Versus

1. State Of Rajasthan, Through Principal Secretary Department Of Rural Development And Panchayati Raj, Secretariat, Jaipur.
2. Additional Commissioner And Deputy Secretary (Inquiry), Panchayati Raj Department, Panchayati Raj Bhawan, Jln Marg, Jaipur.
3. Chief Executive Officer, Zila Parishad Kota.
4. Development Officer, Panchayat Samiti Ladpura, District Kota.

-----Respondents

For Petitioner(s)	:	Mr. Amit Jindal and Ms. Dipti Jindal
For Respondent(s)	:	Mr. Ashutosh Udawat for Mr. Kapil Prakash Mathur, AAG

HON'BLE MR. JUSTICE ANUROOP SINGHI

Order

24/04/2026

1. The present writ petition has been filed by the petitioner challenging the order dated 10.03.2026 (Annexure-3), vide which the petitioner has been removed from the post of Administrator (outgoing Sarpanch) of Gram Panchayat Mandana, Panchayat Samiti Ladpura, District Kota.
2. Mr. Amit Jindal, learned counsel for the petitioner submits that the manner in which the impugned order has been passed

fails to demonstrate even a whisper of compliance of the provisions of Section 38 of the Rajasthan Panchayati Raj Act, 1994 (hereinafter referred to as '**the Act of 1994**'), read with Rule 22 of the Rajasthan Panchayati Raj Rules, 1996 (hereinafter referred to as '**the Rules of 1996**').

3. Learned counsel for the petitioner further submits that this Court on 18.08.2025 in the case of ***Mahaveer Prasad Gautam Vs. State of Rajasthan*** in ***S.B. Civil Writ Petition No.3422/2025*** and other connected matters have duly considered the very same controversy and quashed the orders passed by the respondents in defiance and ignorance of the provisions of Section 38 of the Act of 1994 read with Rule 22 of the Rules of 1996.

4. It is also submitted that though against the said judgment, Special Appeal Writ was filed wherein, the effect and operation of the said judgment was stayed by the Division Bench in ***D.B. Special Appeal Writ No.1016/2025***, however, thereafter, the said interim order was further assailed before the Hon'ble Supreme Court by filing ***SLP (C) No.31575/2025*** wherein the effect and operation of the interim order passed by the Division Bench has been stayed and the said SLP is still pending.

5. Taking note of the above, issue notice to the respondents.

6. Mr. Ashutosh Udawat, Advocate, appearing for Mr. Kapil Prakash Mathur, learned AAG, puts in appearance on behalf of all the respondents.

7. Hence, service is complete. Notices need not be filed.

8. List the matter on 09.07.2026 after showing name of Mr. Kapil Prakash Mathur, learned AAG, in the cause list.

9. In the meanwhile and till further orders, the effect and operation of the order dated 10.03.2026 (Annexure-3) shall remain stayed and the respondents are directed to allow the petitioner to continue on the post of Administrator (outgoing Sarpanch) of Gram Panchayat Mandana, Panchayat Samiti Ladpura, District Kota.

10. However, learned counsel for the respondent would be at liberty to file an application seeking vacation/modification of this order, if so advised.

(ANUROOP SINGHI),J

DIPESH CHAYAL /08