

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 7944/2026

Asma Rani W/o Salamat Hussain, Sopariya Masjid Ke Paas,
Baran, Baran MDG, Rajasthan (325205).

-----Petitioner

Versus

1. State Of Rajasthan, Through Its Secretary, Department Of Local Self Government, Government Secretariat, Jaipur (Rajasthan).
2. Director, Local Bodies Department, Rajasthan, G-3, Raj Mahal Residency Area, Civil Lines Gate, 22 Godown, Jaipur (Rajasthan).
3. Shri Bhuvnesh Meena, Executive Engineer, Nagar Parishad, Baran, Presently Holding The Post Of Commissioner, Nagar Parishad, Baran (Rajasthan).

-----Respondents

For Petitioner(s) : Mr. Punit Singhvi, Adv., with
Mr. Naman Dadhich, Adv.,
Ms. Sahani Singh, Adv., and
Mr. Vaibhav Dhaddha, Adv.

HON'BLE MR. JUSTICE ANIL KUMAR UPMAN

Order

04/05/2026

Relying upon the interim order dated 15.02.2021 passed by a Co-ordinate Bench of this Court in S.B. Civil Writ Petition No.2185/2021: Shrawan Ram and Ors. Vs. State of Rajasthan and Anr. at Principal Seat, Jodhpur, learned counsel for the petitioner submits that impugned order dated 28.01.2026 passed by the Director, Local Bodies Department, Rajasthan is contrary to law and order dated 15.02.2021 (supra). He further submits that Executive Engineer can neither be given a charge of Commissioner

of Municipal Board nor is he competent to discharge the functions of Commissioner properly.

Matter requires consideration.

Issue notice to the respondents through both the process, returnable within six weeks.

Requisites be filed within a period of two weeks.

Meanwhile, there shall be stay on the impugned order dated 28.01.2026 passed by the Director, Local Bodies Department, Rajasthan.

It is made clear that in case of emergent situation, if handing over charge to a person other than Commissioner is inevitable, the same shall be done, however, with a stipulation that it would not continue beyond a period of 15 days.

(ANIL KUMAR UPMAN),J