

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Civil Writ Petition No. 8466/2023

Prakash Meena Son Of Geegalal Meena, R/o Village Sujawas,
Tehsil Dataramgad, District Sikar (Raj.)

-----Petitioner

Versus

1. State Of Rajasthan, Through Chief Secretary, Secretariat, Jaipur Pin - 302001.
2. Principal Secretary, Ministry Of Local Self Governance, Secretariat, Jaipur Pin - 302001.
3. Director, Local Bodies, Ministry Of Local Self Governance, Jaipur, Rajasthan Pin - 302001
4. Municipal Council, Sikar, Through Commissioner, District Sikar Pin - 332001
5. Chairman Municipal Council Sikar, District Sikar Pin - 332001
6. Anubhav Jain Son Of Nanakram Jain, Authorised Representative Somatinath Builder, District Sikar Pin - 332001
7. District Collector, Sikar, District Sikar Pin - 332001

-----Respondents

For Petitioner(s)	: Mr. Mitul Jain.
For Respondent(s)	: Mr. R.B. Mathur, Senior Counsel assisted by Mr. Moht Khandelwal, Mr. Falak Mathur & Mr. Salim.

HON'BLE MR. JUSTICE INDERJEET SINGH
HON'BLE MR. JUSTICE RAVI CHIRANIA
Order

16/02/2026

This writ petition has been filed by the petitioner with the following prayer:-

"In the light of the above-mentioned facts and circumstances and the ground stated the humble petitioner prays that the Hon'ble Court may be pleased to provide following reliefs:-

1. Issue a writ of Mandamus or any other appropriate Writ/Direction/order to the Respondents declaring that the construction in question is illegal.

2. Issue a writ of Mandamus directing the respondent No.1 to take action against respondent No.6.
3. Any other writ/direction/order as this Hon'ble Court may deem fit in the interest of Justice."

Counsel appearing on behalf of the petitioner argued that respondent No. 6 has constructed the building contrary to the permission granted by the Municipal Board, Sikar and is running a hostel in the said premises.

Counsel appearing on behalf of the Municipal Board, Sikar, filed an affidavit in compliance with the order passed by this Court. According to the said affidavit, the respondent-Municipal Board has filed a criminal complaint under Sections 194 & 245 of the Rajasthan Municipalities Act, 2009 with regard to violation of the permission granted to respondent No. 6, before the Chief Judicial Magistrate, Sikar and the matter is admittedly still pending.

After going through the material available on record, we find that once action has been taken by the competent authority, i.e., the Municipal Board, against respondent No. 6, therefore, no case is made out for interference in the present public interest litigation.

In view of the above, the present writ petition stands dismissed.

(RAVI CHIRANIA),J

(INDERJEET SINGH),J