

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Civil Writ Petition No. 9460/2014
CNR: RJHC020535062014 | URN: CW / 15794U / 2014

Haji Aaftab & Ors.

-----Petitioners

Versus

State of Raj & Ors.

-----Respondents

For Petitioner(s) : Mr. Saud Akhtar on behalf of
Mr. Yunus Khan

For Respondent(s) : Mr. G.S. Gill, AAG assisted by
Ms. Shikha Sharma, AAAG.
Mr. Manoj Kumar Bhardwaj
(Intervener).

HON'BLE THE ACTING CHIEF JUSTICE MR. SANJEEV PRAKASH SHARMA
HON'BLE MR. JUSTICE CHANDRA SHEKHAR SHARMA

Order

12/08/2026

1. Mr. G.S. Gill, learned Additional Advocate General submits that the land in question in Khasra Nos.2455/2, 2458/क to च and 2626/क to be area of 51234 sq. ft. in Chokdi Gangapole Mohalla Naalbandhan was reflected in the State Gazette of 1960 as land to be used for public purposes and for construction of a park. Sanction in this regard was given. However, it is stated by the learned counsel for the petitioners that the land is lying waste and is being used as a quarry where all the wastage are being thrown resulting in causing health problem. The Municipality is required to maintain it as a children park.
2. It is a duty of the Municipal Corporation to maintain and develop children park and greenery around residential areas. No

such land should be allowed to be treated as a quarry and people should not be allowed to make it as dumpyard.

3. We direct the concerned Deputy Commissioner, Municipal Corporation of that area to take steps and get the land cleaned and developed as a children park.

4. While hearing this petition, learned counsel for the intervener has claimed that the land belongs to him but on careful perusal of his application, we find that the application is being filed by one Power of Attorney holder on behalf of so-called owners of the said land, who claimed it on the basis of some papers on record of year 1925 and 1952. As we have noticed that a Gazette Notification has been issued by the State in the year 1960, the claim apparently is false and is an attempt to grab the government land which we will not allow.

5. List this case again for compliance with our order on 02.09.2026.

(CHANDRA SHEKHAR SHARMA),J (SANJEEV PRAKASH SHARMA),ACTING CJ