

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 10531/2024

Davad Khan S/o Shri Rajakh Khan

-----Petitioner

Versus

State Of Rajasthan

-----Respondent

For Petitioner(s)	:	Mr. Virender Godara, Adv.
For Respondent(s)	:	Mr. Kesar Singh Shekhawat, Additional Govt. Counsel.

HON'BLE MR. JUSTICE ASHOK KUMAR JAIN (V. J.)

Order

27/06/2024

1. The instant writ petition is preferred by the petitioner(s) against the notice for removal of residence of the petitioner(s) in the name of encroacher by the respondents.
2. As we are Vacation Judge, we are considering the matter only for a very limited purpose.
3. Mr. Kesar Singh Shekhawat, Addl. Government Counsel accepts notice on behalf of the respondent-State.
4. Learned counsel for the petitioner(s) referred the grounds of writ petition alongwith annexures and submitted that the respondents are taking advantage of Vacations of the Hon'ble Court and without providing opportunity of hearing and following due process of law, have initiated process of demolition of the residential property of the petitioner(s). Learned counsel further submits that in case, the Demolition Notice is not stayed then the grievances of the petitioner(s)

would not be ventilating and it would cause serious and irreparable loss to the petitioner(s).

5. Aforesaid contentions were opposed by learned Addl. Advocate Counsel.
6. Considered the submissions and also perused the material placed on record.
7. Issue notice to the respondents.
8. Additional set of notice be sent through registered speed post as well.
9. In the meanwhile and till the next date, the respondents herein are restrained to demolish the property as claimed by the petitioner(s) in pursuant to Notice for removal of encroachment.
10. List the matter in the 3rd week of July, 2024.

(ASHOK KUMAR JAIN) (V. J.), J