

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 9829/2025

Dinesh Sharma Son Of Shri Moolchand Sharma, Aged About 43 Years, Resident Of E-25-B, Govindpuri, Ramnagar, Sodala, Jaipur Licensee Of Liquor Shop Situated At Shop No-27, Ward No-126 And 127, Greater, Sector-6, Malviya Nagar, Jaipur.

----Petitioner

Versus

1. The State Of Rajasthan, Through Secretary, Finance (Revenue) Department, Secretariat, Jaipur
2. The Excise Commissioner, Excise Department, Government Of Rajasthan, 2, Gumaniyawala, Udaipur.
3. District Excise Officer, Jaipur City, Jaipur.
4. Mr Romi Samriya S/o Unknown, Shop No-26, Sector No-6, Maliviya Nagar, Jaipur-302017.

----Respondents

For Petitioner(s)	:	Mr. R.B. Mathur, Sr. Adv. with Mr. Falak Mathur
For Respondent(s)	:	Mr. Praveer Sharma for Mr. Bharat Vyas, AAG

HON'BLE MR. JUSTICE ANIL KUMAR UPMAN

Order

10/07/2025

1. Mr. R.B. Mathur, learned Senior Advocate is appearing on behalf of the petitioner. It is submitted that on being found as a highest bidder, retail liquor shop was allotted to the petitioner. Learned Senior Counsel submits that an order has been passed by the Excise Commissioner on 08.04.2025 whereby it has categorically been mentioned that new locations would be approved only under exceptional circumstances and keeping in mind that the business of any other license holder should not be

affected. It is submitted that respondent No.4 has been allowed to change location of his shop and same is being operated by him in immediate proximity of the shop of the petitioner. Senior counsel submits that petitioner decided to pay huge amount only after considering the location of the shop but now, petitioner is facing substantial loss of sale as respondent No.4 has been granted permission by respondent No.3 to change location of his shop.

2. Issue notice to the respondents through both the process, returnable on the next date of hearing. Notices of ordinary process be given 'dasti' to learned counsel for the petitioner.

3. Requisites be filed within a period of two weeks, failing which, this petition shall stand dismissed automatically without further reference to the Bench.

4. If requisites are filed within given time, let this case be listed after eight weeks.

5. Learned counsel for the petitioner is directed to serve copy of this writ petition in the office of Mr. Bharat Vyas, learned AAG, who usually represents the respondent department.

6. Meanwhile, respondent No.3 is directed to consider the representation filed by the petitioner against the permission granted in favour of respondent No.4 to change the location of his shop in accordance with law.

(ANIL KUMAR UPMAN),J