

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 10936/2026

Makkhan Lal Jat S/o Late Shri Surjaram, Aged About 55 Years,
Resident of Village- Shivsinghpura, Tehsil Shahpura, District
Jaipur, Rajasthan.

-----Petitioner

Versus

1. State of Rajasthan, Through Principal Secretary,
Department of Panchayati Raj, Government Secretariat,
Jaipur, Rajasthan.
2. Additional Commissioner and Deputy Secretary-II,
Department Of Panchayati Raj, Jaipur, Rajasthan.
3. The Chief Executive Officer, Zila Parishad, Jaipur.
4. Village Development Officer, Panchayat Samiti Shahpura,
District Jaipur.

-----Respondents

For Petitioner(s) : Mr. Anirudh Mathur
Mr. Krishnaveer Singh
Mr. Naman Yadav

For Respondent(s) :

HON'BLE MR. JUSTICE ANUROOP SINGHI (V.J.)

Order

25/06/2026

1. The present writ petition has been filed by the petitioner being aggrieved by the recovery notice dated 22.05.2026 (Annexure-5 colly.), whereby, on the basis of an enquiry report dated 13.03.2023, directions have been issued for recovery of a sum of Rs.87,666/- from the petitioner.

2. Mr. Anirudh Mathur, learned counsel for the petitioner, submits that the impugned recovery notice is wholly arbitrary, illegal and is a consequence of the high-handed action of the respondents which is evident from the very fact that the allegations forming the basis of the impugned recovery

proceedings were earlier subjected to an enquiry which was concluded vide report dated 26.04.2021 (Annexure-1), wherein the contents of the complaint made against the petitioner were found to be false.

3. Thereafter, a second enquiry committee was constituted, which also, vide its report dated 04.05.2022 (Annexure-2), concluded that the complaint was baseless and devoid of merit.

4. Learned counsel further submits that yet another enquiry committee was constituted, which, vide its report dated 31.01.2023 (Annexure-3), again held the allegations and objections against the petitioner to be baseless. Not only this, even an FIR was also registered against the petitioner with respect to the very same allegations, wherein a negative Final Report came to be submitted. Though the matter was subsequently remitted for re-investigation, even upon re-investigation, a second negative Final Report was submitted.

5. Learned counsel further submits that despite the aforesaid consistent findings in favour of the petitioner, the respondents proceeded to constitute yet another enquiry committee, which, vide its report dated 13.03.2023, held the petitioner liable for recovery of Rs.87,666/-. Learned counsel further submits that the findings in the impugned recovery notice dated 22.05.2026 (Annexure-5) are arbitrary and that the entire exercise has been undertaken with a view to render the petitioner ineligible for participation in the ensuing elections and is politically motivated.

6. Taking note of above, issue notice to the respondents, both by ordinary process as well as registered post, returnable within a

period of four weeks. Notices be given '*dasti*' to the learned counsel for the petitioner.

7. In the meanwhile and till further orders, the effect and operation of the recovery notice dated 22.05.2026 as well as the enquiry report dated 13.03.2023 (Annexure-5 colly.) forming the basis thereof, shall remain stayed.

(ANUROOP SINGHI (V.J.)),J