

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Civil Writ Petition No. 11590/2024

Shyam Sunder Sharma S/o Shri Late Durga Prasad Sharma & Anr.

-----Petitioners

Versus

The State of Rajasthan & Ors.

-----Respondents

For Petitioner(s)	:	Mr. Anish Bhadala with Mr. Dhananjaya
For Respondent(s)	:	Mr. Manoj Sharma, AAG with Mr. S.M. Sharma, AAAG, Mr. Vishwas Fatehpuria & Mr. Abhishek Sharma. Mr. Amit Kuri with Mr. Dharma Ram.

HON'BLE THE ACTING CHIEF JUSTICE MR. SANJEEV PRAKASH SHARMA
HON'BLE MRS. JUSTICE SANGEETA SHARMA

Order

12/02/2026

1. An affidavit has been filed on behalf of the respondent No.3-Jaipur Development Authority by the Deputy Commissioner (Zone-8), JDA, who states that the JDA was earlier having an office owned by the Housing Board in Mansarovar Sector-12, Jaipur. The JDA, Deputy Commissioner, Prithviraj Nagar-South, Jaipur was having an office operating from a building owned by the Housing Board, Mansarovar Sector-12, Jaipur.
2. On 15.06.2024, the building was directed to be vacated for development of Satellite Hospital and Urban Community Health Centre (UCHC), Mansarovar. Thereafter, the JDA, Deputy Commissioner, PRN (South) was temporarily shifted to the Community Hall constructed in Patrakar Colony with a proposal to

identify the land for the PRN Zonal Office and to shift there. A decision has been taken to construct the JDA, Deputy Commissioner PRN's office in the JDA residential Scheme West-Way-Heights for which Architectural Consultancy work has already been conducted. The lowest bidder was identified on 26.03.2025 and the amount has also been sanctioned.

3. It is stated by learned counsel appearing for the JDA that they shall now start the constructions. It is also stated that minimum two years time would be required to make the construction and shift the office. It is further submitted that the Community Centre at Patrakar Colony has not been utilized much and the concerned persons have their personal interest.

4. The affidavit filed by the respondent-Jaipur Development Authority reflects that the JDA has taken over the Community Centre at Patrakar Colony and set up their office. *Prima Facie*, we are of this view that the Community Centre set up in any colony is for the utilization of public and no office establishment can be allowed in the Community Centre.

5. While the respondents have challenged the *locus standi* of the people who have approached this Court pointing out the action of the JDA, we are of the view that even if the concerned persons may not have earlier done any work for upliftment of the poor and needy in the society, every citizen has a right to inform the Court of any illegality being committed by any authority of the State. No officers or authorities can be allowed to encroach upon in the public utility services. The JDA would, therefore, be well advised to shift their office to a rented accommodation and leave the

Community Centre at Patrakar Colony to be utilized for the public at large.

6. The learned counsel for the JDA shall inform this Court by the next date of the time by which they would be shifting to any other government building or to a rented accommodation and vacate the Community Centre.

7. List this case on 16.03.2026.

(SANGEETA SHARMA),J

(SANJEEV PRAKASH SHARMA),ACTING CJ

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