

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Special Appeal Writ No. 934/2025

Arvind Kumar Bhardwaj Adopted S/o Smt. Sundari Wife Of Pt.
Madhav Lal Ji

----Appellant

Versus

State Of Rajasthan

----Respondent

Connected With

D.B. Special Appeal Writ No. 867/2025

Govind Narayan Sharma S/o Shri Badri Prasad Sharma

----Appellant

Versus

State Of Rajasthan

----Respondent

D.B. Special Appeal Writ No. 869/2025

Hari Prasad Sharma S/o Late Shri Badri Prasad Sharma

----Appellant

Versus

State Of Rajasthan

----Respondent

For Appellant(s)	:	Mr. Ashish Sharma, Adv.
For Respondent(s)	:	Mr. G.S. Gill, AAG assisted by Ms. Shikha Sharma, AAAG

HON'BLE THE ACTING CHIEF JUSTICE MR. SANJEEV PRAKASH SHARMA
HON'BLE MR. JUSTICE BALJINDER SINGH SANDHU

Order

07/10/2025

1. The Commissioner, Municipal Council, Kotputli has filed an affidavit stating as under:-

"That after the Kotputli has been declared as a District, the movement of traffic, vehicles and citizens from all over the district has increased considerably. Due to this, there is a lot of crowd and jam of transport vehicles and citizens in the market area. Under such circumstances, it has been proposed to increase the width of the roads of market areas in Municipal Council Kotputli. Thus, the decision for increase in the width of the roads of market areas has been taken by

the Empowered Committee to redress the issue of traffic congestion and for smooth movement of traffic, which is in larger public interest."

2. The affidavit is fully evasive and does not reflect as to whether the Municipal Council, Kotputli had taken a decision to increase the width of the road from 60 feet to 80 feet. We also notice that Kotputli was declared as a District in the year 2023 while demolitions have been done from the year 2021 onwards.
3. Prima facie, it appears to be a case where illegally the Municipal Council has demolished the properties without any legal sanction.
4. Before we take a final decision in this regard, we allow the learned Additional General to file a fresh affidavit comprehensively with supporting documents before the next date i.e. 06.11.2025.
5. Learned Additional Advocate General may also file a report giving out the details of the properties which were demolished and the present status of the land.
6. List these matters on 06.11.2025.

(BALJINDER SINGH SANDHU),J

(SANJEEV PRAKASH SHARMA),ACJ