

RAJASTHAN HIGH COURT

सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Civil Writ Petition No. 22508/2018

Rajendra Prasad Sharma S/o Shri Kundan Lal Sharma, Aged
About 42 Years, R/o G-62, Balaji Vihar, Ram Nagar Extension,
Swej Farm, Sodala, Jaipur

-----Petitioner

Versus

1. State Of Rajasthan, Through Chief Secretary Secretariat,
Jaipur
2. State Of Rajasthan, Through Principal Secretary
Department Of Urban Development, Secretariat, Jaipur
3. Jaipur Development Authority, J.I.n. Marg, Jaipur (Raj.)
Through Its Commissioner
4. District Collector, Jaipur (Raj.)
5. Nagar Nigam, Lal Kothi, Jaipur (Raj.) Through Its Ceo.
6. Police Commissioner, Rajasthan Police, Jaipur (Raj.)

-----Respondents

For Petitioner(s)	:	Mr. Vimal Chand Choudary with Mr. Yogesh Kumar Tailor Mr. Vijay Singh Poonia Mr. D.D. Khandelwal
For Respondent(s)	:	Mr. Manoj Kumar, AAG Mr. Samee Khan for Mr. Bhuwadesh Sharma, AAG Mr. Arnav Singh for MR. Sandeep Pathak Dr. R.K. Sharma Mr. Amit Kuri with Mr. Ayush Sharma, Mr. Dharma Ram, Ms.Nandini Mridha Mr. Aatish Jain Ms. Priyanka Gupta for Mr. Ashwani Kumar Chobisa

HON'BLE DR. JUSTICE PUSHPENDRA SINGH BHATI
HON'BLE MR. JUSTICE VINIT KUMAR MATHUR

Order

05/05/2026

1. The instant writ petition (PIL) has been preferred by the petitioner claiming the following reliefs :-

"It is therefore, prayed that this Hon'ble Court may very graciously be pleased to accept and allow this writ petition, call for the entire record and examine the same relating to the present matter and after examining the same, and Hon'ble Court by an appropriate order direction may further be pleased :-

(i) To direct the respondents that they take suitable necessary action for protection of property belongs to Kartarpura Nala, Jaipur.

(ii) That looking into the welfare of public at large all the responsible public officers etc. be punished for their illegal activity and take necessary action against the responsible respondents for their irresponsibility to perform their part.

(iii) That respondents may be further directed to conduct the survey and appoint receiver and seized the power of so called land maphiya's and further responsible government official be appoint for look after and take necessary action for protection of the public at large and Kartarpura Nala etc.

(iv) That respondents be directed that they ensure that no one should create hurdle in the flow of Kartarpura Nallah., Jaipur and expeditiously construct solid nala and remove illegal construction in the flow of NALLAH.

(v) Any other order or direction, which this Hon'ble Court may deem just and proper, may also kindly be passed in the facts and circumstance of the case with costs"

2. Learned counsel for the petitioner has raised a very limited issue today. His total submission is restricted to the fact that the breadth of the Nallah in question does not commensurate with the ground position and needs to be narrowed down, as the area in proximity does not permit the breadth as specified earlier.

3. On the said limited submission by learned counsel for the petitioner, learned counsel appearing for the respondent-JDA has made a specific statement that the Nallah in question shall now occupy only 32.6 meters and that they are in the process of proceeding with the necessary construction and making all requisite arrangements.

4. Learned counsel for the petitioner has expressed his satisfaction on the narrow issue raised by him as well as the statement made by the counsel for the respondent-JDA, which is limited to the extent of the breadth of the Nallah only.

5. In view of the above, since the petitioner is satisfied that the reduced breadth of 32.6 meters as an appropriate solution, this Court does not wish to continue with the present writ petition (PIL). No further interference is called for. The respondent-JDA shall comply with the assurance given by them.

6. In view of the above, the present writ petition stands disposed of. Consequently, all pending applications, including I.A. No. 1/2024 seeking rectification of the action plan; I.A. No. 1/2025 seeking directions to the respondents to maintain status quo; I.A. No. 2/2025 for impleadment of a party; and I.A. Nos. 3/2025 to 9/2025, including those filed under Order I Rule 10 CPC, also stand disposed of accordingly.

(VINIT KUMAR MATHUR),J

(DR. PUSHPENDRA SINGH BHATI),J