

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 21689/2019

1. Zakir Husain S/o Shri Maksood Khan, Aged About 37 Years, R/o Besawa, Tehsil-Fatehpur, District- Sikar
2. Vidyadhar S/o Shri Kesar, Aged About 50 Years, R/o Besawa, Tehsil-Fatehpur, District- Sikar
3. Yakub Ali S/o Shri Yasin Khan, Aged About 35 Years, R/o Besawa, Tehsil-Fatehpur, District- Sikar
4. Taufiq Ali S/o Shri Salem Khan, Aged About 50 Years, R/o Besawa, Tehsil-Fatehpur, District- Sikar
5. Arshad Ali S/o Shri Salem Khan, Aged About 45 Years, R/o Besawa, Tehsil-Fatehpur, District- Sikar
6. Iliyas Khan S/o Shri Mahnoo Khan, Aged About 62 Years, R/o Besawa, Tehsil-Fatehpur, District- Sikar

-----Petitioners

Versus

1. State Of Rajasthan, Through District Collector, Sikar
2. Sub Divisional Officer, Fatehpur, District-Sikar
3. Tehsildar, Tehsil-Fatehpur, District-Sikar
4. Nayab Tehsildar, Tehsil-Fatehpur, District-Sikar
5. Wajid Khan S/o Shri Faiz Khan, R/o Besawa, Tehsil-Fatehpur, District- Sikar
6. Nazir Khan S/o Shri Faiz Khan, R/o Besawa, Tehsil-Fatehpur, District- Sikar
7. Mangoo Khan S/o Shri Darab Khan, R/o Besawa, Tehsil-Fatehpur, District- Sikar
8. Tofiq Ali S/o Shri Alam Ali, R/o Besawa, Tehsil-Fatehpur, District- Sikar
9. Bashir Khan S/o Shri Maule Khan, R/o Besawa, Tehsil-Fatehpur, District- Sikar
10. Ishaq Khan S/o Shri Sale Khan, R/o Besawa, Tehsil-Fatehpur, District- Sikar
11. Abbas S/o Shri Asgar Khan, R/o Besawa, Tehsil-Fatehpur, District- Sikar
12. Aslam S/o Shri Zafar, R/o Besawa, Tehsil-Fatehpur, District- Sikar

13. Jabeer Ali And Kasam Ali S/o Shri Sher Mohd. Khan, R/o Besawa, Tehsil-Fatehpur, District- Sikar
14. Abbas Khan S/o Shri Javadi Khan, R/o Besawa, Tehsil-Fatehpur, District- Sikar
15. Asgar Khan S/o Shri Maule Khan, R/o Besawa, Tehsil-Fatehpur, District- Sikar
16. Mohseen S/o Shri Kasam Ali, R/o Besawa, Tehsil-Fatehpur, District- Sikar

----Respondents

For Petitioner(s)	:	Mr. Chandra Shekhar for Mr. Ajay Kumar Jain
For Respondent(s)	:	Mr. Anil Mehta AAG for Mr. Yashodhar Pandey Mr. S.S. Hasan

HON'BLE MR. JUSTICE GANESH RAM MEENA

Judgment / Order

12/04/2023

The present writ petition has been filed by the petitioners in regard to removal of encroachment on the public way.

Counsel appearing on behalf of the private respondents submits that the petitioners have concealed the material facts in regard to the interim orders passed by the Civil Court as well as the Revenue Court. He submits that the facts in regard to the interim orders of the Civil Court as well as the Revenue Court have been mentioned in the reply to the writ petition filed by him and copy of which has already been served by him upon the counsel appearing for the petitioners on 17.11.2022.

Counsel appearing for the petitioners was put a query by the Court 'Whether he has any knowledge of the interim orders

passed by the Civil Court as well as Revenue Court or not, which have been mentioned in the reply to the writ petition filed by the respondents. He answered in a casual manner that he has no knowledge about the complete facts of the case, though in the beginning he was pressing the matter and was seeking directions to the respondents for removal of encroachments.

List this matter after four weeks.

(GANESH RAM MEENA),J

Sharma Nk/63