

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Civil Writ Petition No. 17725/2024

URN: CW / 37013U / 2024

Jitendra Kumar Sharma S/o Surendra Nath Sharma

-----Petitioner

Versus

The State Of Rajasthan And Ors.

-----Respondents

For Petitioner(s)	:	Ms. Harshita Sharma
For Respondent(s)	:	Mr. G.S. Gill, AAG with Ms. Shikha Sharma Mr. Manoj Sharma, AAG with Mr. Abhishek Sharma and Mr. Vishal Kumar Mr. Ajay Singh Mr. M.M. Ranjan, Sr. Adv. with Mr. Yashvardhan Tolani

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

Order

02/07/2026

1. A reply has been filed on behalf of the Ajmer Development Authority (for short, "ADA") wherein, it is stated that the width of the road as per the decision of the Minutes of the meeting held on 20.08.2008 was decided and resolved to be 120 feet. The master development plan for year 2013-2033 also reflected the same width of 120 feet, therefore, the contention raised by the petitioner regarding the width of the road being 120 feet is found to be correct. However, we note that Ajmer Development Authority is shying from its own responsibility of constructing 120 feet width road.

2. It is also informed that the Municipal Corporation had already granted lease pattas to shop-keepers on this road prior to the decision of making the road of 120 feet width. Resultantly, the shopkeepers are before us and submit that their lease deeds allotted to them in 1960 and the shops which they have on the said road ought not to be demolished.

3 As noted by us in our previous order dated 11.11.2025, the contention was not accepted as for the purpose of larger good. We notice that some people have to suffer, however, we take note of their shops being existing since long.

4. We direct the Ajmer Development Authority to take a decision in consultation with the Municipal Corporation for allotting alternate place for the shopkeepers and to construct the road of 120 ft. width. While widening the road, if there are any Government Offices, bus stand, etc., the land from the said Offices will also have to be taken for widening of the road.

5 The aforesaid directions and earlier directions issued by us on 11.11.2025 shall be implemented forthwith with no further delay. Report shall be submitted along with an affidavit of the Divisional Commissioner, Ajmer Development Authority. In the meeting to be conducted between ADA and the Municipal Corporation, the authorities would be free to consider financial aspects and if it is noticed that providing alternate place to the existing shop keepers would be financially more burdensome on the authorities, they may choose to construct and elevate road all around as a circular road for the traffic.

6. If it is found that the shops have been given on a temporary lease, the authorities would always be free to cancel the lease and take over the possession and proceed with the widened road.

7. Let this case come up again on 05.08.2026 with the compliance report.

(MANEESH SHARMA),J

(SANJEEV PRAKASH SHARMA),ACTING CJ

Gaurav/Diksha/15