

RAJASTHAN HIGH COURT

सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Civil Contempt Petition No. 1231/2024

In

D.B. Civil Writ Petition (PIL) No.3061/2023

Ramcharan Kewat S/o Sh. Ramkalyan Kewat, Aged About 54 Years, Resident of Village Raipuriya, Post Bhaujyakhedi, Tehsil Antah, District Baran, Rajasthan Aadhar Card No. 9215 5188 0669 (Mob No. 9649781519).

-----Petitioner

Versus

1.

Mr. Sudhanshu Pant, Chief Secretary, Govt. of Rajasthan, Government Secretariat, Janpath, Jaipur, Rajasthan.
2.

Mr. Dinesh Kumar, Principal Secretary, Department of Revenue, Government Secretariat, Janpath, Jaipur, Rajasthan.
3.

Mr. Anand Kumar, Additional Chief Secretary, Department of Home, Government Secretariat, Janpath, Rajasthan.
4.

Mr. Rohitashav Singh Tomar, District Collector Baran, District Baran, Rajasthan.
5.

Sanjana Joshi, Sub-Divisional Magistrate Antah, District Baran, Rajasthan.
6.

Mr. Surendra Gurjar, Tehsildar Antah, Tehsil Antah, District Baran, Rajasthan.
7.

Mr. Kishori Lal Meena, Superintendent of Police, District Baran, Rajasthan.
8.

Mr. Digvijay Singh Gurjar, Station House Officer (S.H.O.) Police Station Antah, District Baran, Rajasthan.
9.

State of Rajasthan through Principal Secretary, Department of Revenue, Government Secretariat, Janpath, Jaipur, Rajasthan.

-----Respondents

For Petitioner(s)

:

None present

For Respondent(s)

:

Mr. G.S. Gill, AAG with
Ms. Shikha Sharma &
Mr. Dev Kumar

HON'BLE MR. JUSTICE SUDESH BANSAL
HON'BLE MR. JUSTICE ANIL KUMAR UPMAN

Order

24/02/2026

1. Petitioner preferred this contempt petition alleging disobedience of the final order dated 17.02.2023 in D.B. Civil Writ Petition No.3061/2023.
2. Vide order dated 17.02.2023, a Public Interest Litigation was disposed of with direction to hold an inquiry on the complaint of petitioner and if any encroachment over the *Charagah* land bearing *khasra* No.133, 134, 136, 138, 140, 167, 168, 169, 181, 182, 19, 20, 26, 27, 64/662 & 65 and Sivaychak land situated at village Raipuriya, Tehsil Antah, District Baran is found, same be removed after affording opportunity of hearing to the encroachers.
3. Notices of contempt petition were issued to the Tehsildar, Antah.
4. In response thereto, reply to the contempt petition so also the compliance report has been placed on record showing the initiation of proceedings for removal of encroachment from the *Charagah* land in question under Section 91 of Land Revenue Act. The copies of judgments dated 24.10.2024, passed by Tehsildar, District Antah, imposing penalty, punishment to undergo civil imprisonment for 30 days and directions to remove encroachments, have been placed on record. In furtherance thereof, the directions of *Fard Jabti* and dispossession report have been placed on record showing that after removing the encroachment, land was entrusted to *Panchayat*.

5. After submission of compliance report, petitioner was granted opportunity to file counter-affidavit vide order dated 18.08.2025 and again on 25.11.2025 and 04.12.2025, but no counter-affidavit has been filed, feeling any dissatisfaction from the compliance report submitted by the respondent.

6. No one has put in appearance on behalf of petitioner.

7. It is trite law that the civil contempt proceedings are quasi criminal in nature and deliberate/willful disobedience is indispensable ingredient to hold the contemnor guilty of civil contempt. In the present case, no deliberate and willful disobedience/non-compliance of order dated 17.02.2023 has been established by the petitioner.

8. Further, in view of above compliance, it is apparent that the order dated 17.02.2023 has been complied with and the issue of disobedience does not survive.

9. As a result, proceedings of present contempt petition are hereby closed and contempt petition stands disposed of.

10. Notices of contempt stand discharged.

(ANIL KUMAR UPMAN),J

(SUDESH BANSAL),J