


**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**

D.B. Civil Writ Petition (PIL) No. 8768/2019

Jai Kumar Gupta S/o Shri Gajanand Gupta, Aged About 32 Years,
Resident Of Plot No. 212, Jagannathpuri, Jhotwara, Jaipur-
302012.

----Petitioner

Versus

1. State Of Rajasthan, Through Its Secretary, Department Of Urban Development And Housing Government Of Rajasthan, Secretariat, Jaipur.
2. Jaipur Development Authority, Through Its Commissioner, J.l.n. Marg, Jaipur.
3. The Collector And District Magistrate, Jaipur.
4. The Commissioner, Nagar Nigam, Lal Kothi, Tonk Road, Jaipur.

----Respondents

For Petitioner(s)	:	Mr. Sanjay Rahar
For Respondent(s)	:	Mr. Sandeep Sharma Mr. Nalin G. Narain Mr. O.P. Mishra Mr. Babul Lal Gupta with Mr. Ankul Gupta Ms. Meeta Pareek Mr. Manoj Kumar Verma, Deputy Commissioner, Vidhyadhar Nagar Zone, Nagar Nigam Greater, present in person

**HON'BLE THE CHIEF JUSTICE MR. MANINDRA MOHAN SHRIVASTAVA
HON'BLE MR. JUSTICE BHUWAN GOYAL**

Order

03/01/2025

1. This Public Interest Litigation was filed in the year 2019 by the petitioner alleging encroachment on a public road.

2. After notice, reply was filed and the authorities in their reply stated that they would be taking appropriate action against the encroachers.
3. During the pendency of the petition, it is now informed that the Municipal Corporation, Nagar Nigam Greater, within whose jurisdiction a part of the subject land has now been transferred by JDA, has issued eviction notices to as many as 97 persons.
4. Upon instructions, learned counsel for the respondent-Corporation submits that 35 persons have submitted their objections. Though some of the persons have voluntarily removed their constructions, yet there are some who have neither submitted any objection, nor have removed their constructions.
5. Learned counsel for the petitioner would submit that even though the writ petition was filed in the year 2019, the authorities have not concluded the proceedings till date and notices have also been issued only in the month of December, 2024.
6. Applications for impleadment have been filed by those who claim to be in occupation under a valid authority of possession.
7. The respondent-Corporation now having issued notices to those who according to the Corporation are encroachers, we are of the view that it is high time that proceedings should be brought to logical conclusion one way or the other.
8. In those cases where objections are not being submitted, the Corporation would be at liberty to proceed in accordance with law. In the cases where objections have been submitted which includes objections of proposed applicants herein, all the objections shall be duly considered and order in writing shall be passed by the Corporation on all those objections within a period of two months.

9. It goes without saying that those who are aggrieved by the order of the Corporation, would be at liberty to take such remedy as may be available to them under the law.

10. The instant petition at this stage is accordingly disposed of. All the pending applications are also disposed of.

(BHUWAN GOYAL),J

(MANINDRA MOHAN SHRIVASTAVA),CJ

N. Gandhi/ Sudeepak/ 108-S