



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



D.B. Civil Writ Petition(PIL) No. 19094/2024

Pappu Lal Yadav S/o Jagdish Yadav, Aged About 40 Years, R/o Tundko Ki Dhani, Khirwa, Kheri Milak, Khedi Milk, Jaipur, Rajasthan.

-----Petitioner

Versus

1. State Of Rajasthan, Through Principal Secretary, Government Of Rajasthan, Secretariat, Jaipur, Rajasthan.
2. District Collector, Jaipur, District Jaipur, Rajasthan.
3. Sub Divisional Officer, Tehsil Kishangarh Rainwal, District Jaipur, Rajasthan.
4. Tehsildar, Tehsil Kishangarh Rainwal, District Jaipur, Rajasthan.
5. Gram Panchayat, Through Secretary, Loharwada, Tehsil Kishangarh Rainwal, District Jaipur, Rajasthan

-----Respondents

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For Petitioner(s) : Mr. Rakesh Chandel for  
Mr. Vijendra Pareek  
For Respondent(s) : Ms. Shikha Sharma for  
Mr. G.S. Gill, AAG

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**HON'BLE THE CHIEF JUSTICE MR. MANINDRA MOHAN SHRIVASTAVA  
HON'BLE MR. JUSTICE UMA SHANKER VYAS**

**Order**

**06/01/2025**

1. Having preferred a representation on 22.03.2024, the petitioner has filed this PIL seeking indulgence of this Court in the matter of alleged encroachment and construction of *pucca* house on a land which according to the petitioner, is a pasture land.
2. This Court has, time and again, repeated that once there is an allegation of encroachment on any public land/pasture land, enquiry is required to be made by the competent authority to find



out the correctness of the complaint and, if any, encroachment is made out then to remove the same.

3. In the facts and circumstances of the case, we are inclined to direct Gram Panchayat Loharwada, Tehsil Kishangarh Rainwal, District Jaipur(respondent No.5) to look into the complaint and draw appropriate enquiry, if not already initiated. The enquiry should be concluded within a period of three months. After the conclusion of enquiry, if any encroachment is found, appropriate action would be required to be taken. We may also clarify here that *panchayat* would be obliged to afford an opportunity of hearing to the person who is alleged to be encroacher. This order should not be understood as expression on merits of the case.

4. The instant PIL stands disposed of.

(UMA SHANKER VYAS),J

(MANINDRA MOHAN SHRIVASTAVA),CJ

N.Gandhi/Gaurav/43