

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 1194/2023

Fatehchand Agarwal Son of Shri Rameshwar Agarwal, Aged About 60 Years, Resident of Khatushyamji, Tehsil Dantaramgarh, District Sikar (Rajasthan).

----Petitioner

Versus

1. The State of Rajasthan, Through The Principal Secretary, Department of Local Self Government, Government Secretariat, Jaipur (Rajasthan).
2. Executive Officer, Municipal Board Khatushyamji, District Sikar.

----Respondents

For Petitioner(s) : Mr. Akhil Dadhich for
Mr. Amit Singh Shekhawat

HON'BLE MR. JUSTICE ANOOP KUMAR DHAND

Order

30/11/2023

1. Instant writ petition has been filed by the petitioner with the following prayer:-

"(i) by an appropriate writ, order, or direction the non-petitioners may be directed to pay compensation/damages of Rs.5,00,000/- to the petitioner;
(ii) by an appropriate writ, order, or direction the non-petitioners may also be directed to construct the road which was demolished on 30.11.2023;
(iii) Any other appropriate order or direction that this Hon'ble Court may consider just and proper in the facts and circumstances of the case may also kindly be passed in favour of the humble petitioner.
(iv) Cost of this writ petition may also kindly be awarded in favour of the petitioner."

2. By way of filing this writ petition, the petitioner is seeking direction against the respondents to pay him compensation/



damages of Rs.5,00,000/- and to construct the road which was demolished on 30.11.2023.

3. The aforesaid prayer of the petitioner is highly misconceived. The relief sought for in this writ petition cannot be granted by this Court as the disputed questions of fact are involved, which cannot be adjudicated by this Court in exercise of its writ jurisdiction under Article 226 of the Constitution of India.

4. The instant writ petition stands dismissed on this count alone granting liberty to the petitioner to approach appropriate forum of law for redressal of his grievance.

5. All pending applications also stand dismissed.

(ANOOP KUMAR DHAND),J

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