VERDICTUM.IN

RAJASTHAN HIGH COURT
सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Civil Writ Petition No. 10610/2023
CNR: RJHC020548352023 | URN: CW / 20104U / 2023

Citezens Protection Society

----Petitioner

Versus

The State Of Rajasthan & Ors.

----Respondents

Rajasthan High Court
सत्यमेव जयते
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For Petitioner(s)	:	None
For Respondent(s)	:	Ms. Mahi Yadav, AAG with Mr. Kuldeep Singh Rathore Mr. Hardik Singh for Mr. B.S. Chhaba, AAG

HON'BLE THE CHIEF JUSTICE MR. SANJAY K. AGRAWAL
HON'BLE MR. JUSTICE SAMEER JAIN

Order

02/11/2026

1. When the matter was called, none has marked appearance on behalf of the petitioner.

2. Upon perusal of the petition, it is noted that there is a property by the name of 'Vidhyadhar Ka Bag' which is a declared monument situated in the reserved forest area. It is submitted in the petition that ceremonies like marriages, private functions are organized in the said premise and due to which loud music, laser lights, fireworks occur in the late night hours, withal, a restaurant is being operated in the said locality, in light of a tender dated 14.09.2022.

3. It is noted that as the said property situated adjacent to the wildlife area, and thus, the use of fireworks, loud music and laser lights, in the late night hours cause discomfort to the protected wildlife, therefor, such activities ought to be prohibited. The said principle is also enumerated in the ratio encapsulated in **T.N.**

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Godavarman Thirumulpad v. Union of India : **Writ Petition (Civil) No. 202 of 1995.**

4. Learned Additional Advocate General appearing for the State submits that no marriages or commercial operations are being carried out in the property in question. It is further submitted that the tender issued on 14.09.2022, has already expired, and thus, as on date no such activities are operational in the vicinity of the wildlife sanctuary/reserved area.

5. Learned counsel representing the forest authorities have also marked presence and reiterated the version of the learned AAG.

6. Considering the aforesaid submissions and the fact that the tender dated 14.09.2022 has expired, we deem it appropriate to direct a forthwith **complete prohibition** upon any such activities, *inter alia*, commercial use of property for parties, marriages etc., restaurants or any other akin usage, henceforth in the said area.

7. We also appoint Ms. Apeksha Bapna as a Court Commissioner in the matter to assist the Court, by preparing a report vis-a-vis the issue at hand.

8. Learned Court Commissioner is directed to carry out an inspection of the said premise, take photographs and give complete details to assist the Court in the *lis* in question for which a sum of Rs.25,000/- will be borne by the State and all due assistance will be provided to the learned Court Commissioner.

9. List this case on 08.12.2026.

10. Officer In-charge is directed to remain present before the Court, on the next date of hearing to explain how tenders have been issued in the property situated adjacent to the forest area.

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11. In the meantime, learned Court Commissioner is directed to furnish a report.

12. This Court noted that vide order dated 29.09.2026, that the matter be listed for "final hearing", but again it is listed in the 'admission' category. Registry is directed to submit an explanation that as to why the same was not listed in the final hearing category. On the next date of hearing, appropriate explanation be placed before the Court.

(SAMEER JAIN),J **(SANJAY K. AGRAWAL),CJ**

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