HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 21829/2026
CNR: RJHC021041812026 | URN: CW / 45830U / 2026

Deepak Sharma S/o Late Shri Umesh Chand Sharma, Aged About 38 Years, Resident Of Nearby Uco Bank, Village Didwana, Panchayat Samiti Lalsot, District Dausa, Former Sarpanch/administrator, Gram Panchayat Didwana.

----Petitioner

Versus

1. State Of Rajasthan, Through Additional Chief Secretary, Department Of Rural Development And Panchayati Raj, Government Of Rajasthan, Jaipur.
2. Chief Executive Officer, Zila Parishad Dausa, Rajasthan.
3. Development Officer, Panchayat Samiti Lalsot, District- Dausa, Rajasthan.
4. District Collector, Dausa, Rajasthan.
5. State Election Commission, Rajasthan, Through Its Secretary, Jaipur.
6. Returning Officer, Gram Panchayat Didwana, Panchayat Samiti Lalsot, District- Dausa, Rajasthan.

----Respondents

For Petitioner(s)	:	Mr. Deepesh Sharma Mr. Pradeep Mathur
For Respondent(s)	:	Mr. Kapil Prakash Mathur, AAG with Mr. Prateek Saxena

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HON'BLE MR. JUSTICE ANAND SHARMA

Order

29/10/2026

1. It is stated that earlier when by way of passing orders dated 18.06.2026, the respondents sought to recover the amount of alleged construction work, which was raised during the tenure of the petitioner, while he was holding the Office of Sarpanch,

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Gram Panchayat-Didwana, Panchayat Samiti-Lalsot, District-Dausa, the petitioner filed S.B. Civil Writ Petition No.11024/2026 (Deepak Sharma Vs. State of Rajasthan & Ors.), in which vide order dated 29.06.2026, this Court restrained the respondents from making any recovery pursuant to orders dated 18.06.2025.

2. Learned counsel for the petitioner submits that the aforesaid interim order dated 29.06.2026 is still in operation and has not yet been vacated.

3. It is further stated that as per Section 19(m) of the Rajasthan Panchayati Raj Act, 1994 (for short, 'the Act of 1994'), an aspirant to contest Panchayati Raj Election is required to obtain 'No Objection Certificate', which is issued by the respondents in the cases where the concerned person is not found to be defaulter. The respondents are also required to issue a list of defaulters, however, in the instant case, no list has been issued showing the petitioner as defaulter, therefore, there is no embargo to issue 'No Objection Certificate' in the favour of the petitioner.

4. Learned counsel for the petitioner further submits that although vide an intra office communication dated 15.10.2026, it was communicated by the Chief Executive Officer, Zila Parishad, Dausa, to the Development Officer, Panchayat Samiti-Lalsot, District-Dausa, that an enquiry should be made as to whether the interim order dated 29.06.2026 passed by this Court in S.B. Civil Writ Petition No.11024/2026, is still in the operation or not and in case, it is still in operation, then 'No Objection Certificate' can be granted to the petitioner.

5. Learned counsel for the petitioner also submits that although the petitioner has clarified the entire position to the

concerned authority, yet till this date, 'No Objection Certificate' has not been issued to the petitioner, whereas last date of filing nomination form for the elections of Gram Panchayat-Didwana, is 04.11.2026.

6. Learned Additional Advocate General although opposed the writ petition, yet is not in a position to dispute that the interim order dated 29.06.2026 passed by this Court staying the recovery proceedings is still in operation and as such, there is no other material so as to enable the respondents to withhold the 'No Objection Certificate'.

7. Learned Additional Advocate General, on instructions, submitted that the issue with regard to issuance of 'No Objection Certificate' to the petitioner shall be resolved within a period of three days.

8. In view of above, this Court deems it just and proper to dispose the instant writ petition with direction to the petitioner to approach the concerned Development Officer with an application for issuing 'No Objection Certificate' tomorrow i.e. on 30.10.2026 and upon receiving such application along with copy of stay order dated 29.06.2026, the respondents shall act upon in accordance with their own letter dated 15.10.2026 and, in case, the petitioner has not been shown defaulter in the list issued under Section 19(m) of the Act of 1994, the respondents shall accordingly issue 'No Objection Certificate' to the petitioner.

9. Accordingly, the writ petition stands disposed of.

10. Pending application(s), if any, also stand(s) disposed of.

(ANAND SHARMA),J

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