

**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

S.B. Civil Second Appeal No. 57/2026

1. Fahimuddin S/o Fakruddin Gesawat, Aged About 81 Years, R/o Makrana
2. Abdul Gafar S/o Bilaluddin Gesawat, Aged About 90 Years, R/o Markana Through Lrs
3. Wahidan W/o Abdul Gafar Gesawat, R/o Makrana (Deceased)
4. Salma D/o Abdul Gafar Gesawat, Aged About 50 Years, R/o Makrana
5. Shamina D/o Abdul Gafar Gesawat, Aged About 48 Years, R/o Makrana
6. Afsana D/o Abdul Gafar Gesawat, Aged About 40 Years, R/o Makrana
7. Abdul Manaam S/o Abdul Gafar Gesawat, Aged About 46 Years, R/o Makrana
8. Abdul Salam S/o Abdul Gafar Gesawat, Aged About 44 Years, R/o Makrana
9. Abdul Kalam S/o Abdul Gafar Gesawat, Aged About 42 Years, R/o Makrana

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Versus

1. Lrs Of Ikramuddin S/o Shahbuddin, Deceased Through Lrs R/o Eidgah Mohalla Makrana Dist. Deedwana Kuchaman
2. Wahidan W/o Ikramuddin Gesawat, R/o Eidgah Mohalla Makrana Dist. Deedwana Kuchaman
3. Naimuddin S/o Ikramuddin Gesawat, R/o Eidgah Mohalla Makrana Dist. Deedwana Kuchaman
4. Nijamuddin S/o Ikramuddin Gesawat, R/o Eidgah Mohalla Makrana Dist. Deedwana Kuchaman
5. Sadruddin S/o Ikramuddin Gesawat, R/o Eidgah Mohalla Makrana Dist. Deedwana Kuchaman
6. Jakiruddin S/o Ikramuddin Gesawat, R/o Eidgah Mohalla Makrana Dist. Deedwana Kuchaman
7. Jiyauddin S/o Ikramuddin Gesawat, R/o Eidgah Mohalla Makrana Dist. Deedwana Kuchaman

8. Azharuddin S/o Ikramuddin Gesawat, R/o Eidgah Mohalla Makrana Dist. Deedwana Kuchaman
9. Saddam Hussain S/o Ikramuddin Gesawat, R/o Eidgah Mohalla Makrana Dist. Deedwana Kuchaman
10. Shahnaz D/o Ikramuddin Gesawat, R/o Eidgah Mohalla Makrana Dist. Deedwana Kuchaman
11. Taslim D/o Ikramuddin Gesawat, R/o Eidgah Mohalla Makrana Dist. Deedwana Kuchaman
12. Nasrin D/o Ikramuddin Gesawat, R/o Eidgah Mohalla Makrana Dist. Deedwana Kuchaman
13. Shabnam D/o Ikramuddin Gesawat, R/o Eidgah Mohalla Makrana Dist. Deedwana Kuchaman
14. Salamuddin S/o Shahbuddin Gesawat, R/o Eidgah Mohalla Makrana Deceased Through Lrs
15. Smt. Jaitun W/o Salamuddin, R/o Eidgah Mohalla Makrana Dist. Deedwana Kuchaman
16. Hasamuddin S/o Salamuddin, R/o Eidgah Mohalla Makrana Dist. Deedwana Kuchaman
17. Kalamuddin S/o Salamuddin, R/o Eidgah Mohalla Makrana Dist. Deedwana Kuchaman
18. Gayasuddin S/o Salamuddin, R/o Eidgah Mohalla Makrana Dist. Deedwana Kuchaman
19. Fayamuddin S/o Salamuddin, R/o Eidgah Mohalla Makrana Dist. Deedwana Kuchaman
20. Jainul Abedin S/o Salamuddin, R/o Eidgah Mohalla Makrana Dist. Deedwana Kuchaman
21. Nasimuddin S/o Salamuddin, R/o Eidgah Mohalla Makrana Dist. Deedwana Kuchaman
22. Sabra D/o Salamuddin, R/o Eidgah Mohalla Makrana Dist. Deedwana Kuchaman
23. Saajda D/o Salamuddin, R/o Eidgah Mohalla Makrana Dist. Deedwana Kuchaman
24. Rabiya D/o Salamuddin, R/o Eidgah Mohalla Makrana Dist. Deedwana Kuchaman
25. Tahira D/o Salamuddin, R/o Eidgah Mohalla Makrana Dist. Deedwana Kuchaman
26. Salauddin S/o Shahbuddin Gesawat, R/o Eidgah Mohalla

Makrana

27. Sartajuddin S/o Shahbuddin Gesawat, R/o Eidgah Mohalla Makrana
28. Moinuddin S/o Shahbuddin Gesawat, R/o Eidgah Mohalla Makrana
29. Shamsuddin S/o Shahbuddin Gesawat, R/o Eidgah Mohalla Makrana Deceased Through Lrs
30. Smt. Rukhsana W/o Shamusuddin Gesawat, R/o Near Eidgah Masjid Makrana Dist. Deedwana Kuchaman
31. Nadim S/o Shamusuddin Gesawat, R/o Near Eidgah Masjid Makrana Dist. Deedwana Kuchaman
32. Naushad S/o Shamusuddin Gesawat, R/o Near Eidgah Masjid Makrana Dist. Deedwana Kuchaman
33. Babu S/o Shamusuddin Gesawat, R/o Near Eidgah Masjid Makrana Dist. Deedwana Kuchaman
34. Farida D/o Shamusuddin Gesawat, R/o Near Eidgah Masjid Makrana Dist. Deedwana Kuchaman
35. Sufiyaan D/o Shamusuddin Gesawat, R/o Near Eidgah Masjid Makrana Dist. Deedwana Kuchaman
36. Badruddin S/o Shahbuddin Gesawat, R/o Eidgah Mohalla Makrana

-----Respondents

For Appellant(s) : Mr. Asad Sheikh, through VC
Mr. Kuldeep Prajapat

For Respondent(s) :

HON'BLE MR. JUSTICE FARJAND ALI

Order

02/07/2026

1. Heard learned counsel for the appellant and gone through the impugned judgments passed by the learned trial court and the court of appeal and so also gone through the memo of appeal, where proposed questions of law have been incorporated.

2. This court feels that the proposed questions of law, particularly, at S.No.1, 2 and 4, have substance, still before actually pondering and formulating the questions of law, it is deemed appropriate that audience should be given to the other party.

3. Thus, issue notice to the respondents. Rule be made returnable in four weeks. Call for the record.

4. In the meanwhile, status quo of the land as well as the record on the suit property shall be maintained by the parties.

(FARJAND ALI),J

46-Pramod/-