

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

S.B. Civil First Appeal No. 168/2026

Som Prabhat S/o Shri Mukhram @ Ram Lal, Aged About 38
Years, R/o Beenjhwaiya, Tehsil Padampur, District
Shriganganagar.

----Appellant

Versus

Smt. Rukma Devi W/o Late Bhiyaram, R/o Beenjhwaiya, Tehsil
Padampur, District Shriganganagar.

----Respondent

For Appellant(s) : Mr. Virendra Acharya

HON'BLE MS. JUSTICE REKHA BORANA

Order

09/02/2026

1. Counsel for the appellant submits that the learned Trial Court erroneously decided issue Nos.1, 4 & 6 against the plaintiff whereas the fact of the agreement having been executed by the defendant was even admitted by her in her cross-examination may be on the pretext that the same was executed in lieu of some family settlement.
2. Counsel submits that the two contrary stands taken by the defendant wherein on the one hand she denied the execution of the agreement itself and on the other hand stated the same to be executed in lieu of a family settlement, are sufficient enough to show that the above issues have wrongly been decided against the plaintiff.
3. In view of the submission made, Admit. Issue notice. Issue notice of stay application also.

4. Notices be filed in two sets within a period of one week. On the same being filed, one set be given '*dasti*' to learned counsel for the appellant for service through registered post acknowledgment due.
5. Postal receipts of the '*dasti*' notices be filed within a period of one week from the date of receipt of '*dasti*' notices.
6. Notices be made returnable on 11.03.2026.
7. Call for the record.
8. Meanwhile, status quo regarding the possession and ownership of the property in question shall be maintained.

(REKHA BORANA),J