

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

S.B. Civil Misc. Appeal No. 844/2026

Sandeep Kumar S/o Late Prahalad Bishnoi, Aged About 40 Years,
Resident Of Chak 5 L.k. Ward No. 9, Lakhuwali, Tehsil And
District Hanumangarh.

----Appellant

Versus

1. State Of Rajasthan, Through District Collector Hanumangarh At Hanumangarh.
2. Chief Engineer Water Resources North, Hanumangarh Indira Gandhi Canal Project District Hanumangarh
3. Chief Engineer Water Resources North, Hanumangarh.
4. Superintending Engineer Water Resources Circle, Vijaynagar Tehsil Sri Vijaynagar District Sri Ganganagar
5. Executive Engineer Suratgarh Branch, Water Resources Division 1, Hanumangarh.
6. Tehsildar Revenue, Hanumangarh At Hanumangarh

----Respondents

For Appellant(s) : Mr. Falgun Buch.
Mr. GK Chhangani.

For Respondent(s) :

HON'BLE MR. JUSTICE MUKESH RAJPUROHIT

Order

09/02/2026

1. The present Civil Misc. Appeal has been filed challenging the order dated 13.01.2026 passed by learned Additional District Judge No.1, Hanumangarh in Civil Misc. Case No.06/2026 (CIS No.08/2026), rejecting the prayer for grant of interim temporary injunction relief in favour of the appellant-plaintiff.
2. Learned counsel for the appellant has prayed for the limited indulgence of this Court to issue directions to the learned trial

Court to decide the pending application under Order 39 Rule 1 & 2 CPC expeditiously. Learned counsel for the appellant submitted that the reply to the application has already been filed. The contesting respondent has admitted the long-standing possession of the appellant-plaintiff, however, interim temporary injunction has been declined by learned trial Court to protect the possession of the appellant during pendency of the suit proceedings.

3. Be that as it may, without commenting upon the merits of the case, learned Additional District Judge No.1, District Hanumangarh, is directed to decide the pending application under Order 39 Rule 1 & 2 CPC as expeditiously as possible, preferably within a period of one month from the date of receipt of the order of this Court.

4. In the meantime, the appellant-plaintiff shall not be dispossessed without following due process of law for a period of 30 days only.

5. It is made clear that the learned trial Court should decide the application under Order 39 Rule 1 and 2 strictly in accordance with law, without being influenced by observations made by this Court in the present order.

6. With the aforesaid observations, present appeal stands disposed of.

7. Stay petition and all pending applications, if any, also stand disposed of.

(MUKESH RAJPUROHIT),J