

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

S.B. Civil Writ Petition No. 3325/2026

Gajpat Singh S/o Shivjilal, Aged About 66 Years, R/o Kajiyo Ka Chowk, Nagaur.

-----Petitioner

Versus

1. LRs of Narpat Singh, (Dead Through His Legal Representatives)
- 1/1. Rahul Kumar S/o Narpat Singh
- 1/2. Indra Devi W/o Narpat Singh,  
Both R/o 1006, Ground Floor, RK Travels India Opposite  
Nicolls Higher Secondary School, Guwahati, Assam.
- 1/3. Basanti W/o Narendra Deora, R/o Tausar, Baas Mulsar,  
Tehsil And District Nagore.
- 1/4. Gautam S/o Narpat Singh, R/o Laxmi Nagar, Tausar Road,  
Nagore.
- 1/5. Puranmal S/o Narpat Singh, R/o Laxmi Nagar, Tausar  
Road, Nagore.
- 2 Ramkanya W/o Narpat Singh, R/o Mohanlal Bokadiya  
Colony, Addhi Patti Kali Ji Ka Chok, Tehsil Ladon

-----Respondents

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For Petitioner(s) : Mr. Bharat Boob

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**HON'BLE MS. JUSTICE REKHA BORANA**

**Order**

**13/02/2026**

1. Counsel for the petitioner submits that the learned trial court erroneously allowed application under Order VI Rule 17, CPC as filed on behalf of defendant No.2 (respondent No.2 herein), whereas the fact of the alleged sale-deed of 20.02.1954 (on basis of which the amendment was sought) was not even pleaded by defendant No.1 Narpat Singh (since dead) himself in whose favour

the said sale-deed is alleged to have been executed way back in Year 1954. Counsel submits that had there been any such sale-deed in existence, the fact of the same definitely would have been pleaded by Narpat Singh himself.

2. Counsel further submits that the application was intentionally filed after the completion of the plaintiff's evidence and deserved to be rejected on the count of delay.

3. In view of the submissions 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 petitioner 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 the '*dasti*' notices.

6. Notices be made returnable on 13.03.2026.

7. Meanwhile, further proceedings in Civil Suit No. 29/2008 (318/2014) pending before Additional District Judge No.1, Nagaur shall remain stayed.

**(REKHA BORANA),J**