

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

S.B. Civil Writ Petition No. 3777/2026

Kedarmal S/o Chouthmalji, Aged About 46 Years, R/o Bajiya Colony, Ward No.23, Reengus, Tehsil Srimadhapur, District Sikar Raj.

-----Petitioner

Versus

1. M/s. Surendra Agencies, Veraveelpur, Tehsil Sheoganj, District Sirohi- Registered Partnership Firm, Registered Office- Laxmi Bhawan, Sadar Bazar, Sirohi Raj.
2. Puneet Kumar S/o Surendra Kumar Ji Jain, R/o Laxmi Bhawan, Sadar Bazar, Sirohi- Partner Of M/s Surendra Agencies.
3. Ankit Jain S/o Virendra Kumar Ji Jain, R/o Laxmi Bhawan, Sadar Bazar, Sirohi- Partner Of M/s Surendra Agencies.

-----Respondents

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| For Petitioner(s) | : | Mr. DS Shekhawat for Mr. VS Bhawla. |
| For Respondent(s) | : |                                     |

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**HON'BLE MR. JUSTICE MUKESH RAJPUROHIT**

**Order**

**24/02/2026**

1. By way of filing the instant writ petition under Article 227 of the Constitution of India, the petitioner/defendant has laid a challenge to the order dated 12.09.2025 passed by the learned Judge, Family Court, Sirohi in Civil Original Suit No.16/2025, whereby the learned trial Court has closed the right of petitioner/defendant to file written statement.
2. Upon perusal of the case file and impugned order, this Court finds that the learned trial Court vide order dated 12.09.2025 closed the right of the petitioner to file the written statement to the suit in question.

3. In the opinion of this Court, denial of right to file the written statement to suit in question will adversely affect the right of the petitioner of fair trial and getting efficient justice.

4. In the facts and circumstances of present case, this Court deems it just and proper to grant one and last opportunity to the petitioner to file written statement to the suit subject to payment of cost of Rs.2,500/- to the respondents/plaintiffs through his counsel.

5. Accordingly, the petitioner is granted one and last opportunity to file written statement to the suit in question on or before next date of hearing before the learned trial Court subject to payment of cost of Rs.2,500/- to the respondents/plaintiffs through his counsel. However, the trial Court shall be at liberty to adjourn the matter at its own discretion depending upon its work exigency.

6. In case, the respondents-plaintiffs refuses to accept the cost and wants to contest the writ petition on merits, he shall be at liberty to move an appropriate application for revival of the writ petition.

7. With the aforesaid observations, the writ petition is disposed of.

8. The stay application and all pending applications, if any, also stand disposed of.

**(MUKESH RAJPUROHIT),J**