

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

S.B. Civil Writ Petition No. 4232/2026

1. Logar Singh S/o Udai Singh, Aged About 71 Years, R/o Lalmadadi, Tehsil Delwada, District Rajsamand (Raj.).
2. Chhagnibai W/o Kalusingh, Aged About 55 Years, R/o Lalmadadi Chadano Ki Bhagal, Tehsil Delwada, District Rajsamand (Raj.).

----Petitioners

Versus

1. Bhanwar Singh S/o Samting, R/o Lalmadadi, Tehsil Delwada, District Rajsamand (Raj.).
2. Babar Singh S/o Bhanwar Singh, Aged About 60 Years, R/o Lamadadi, Tehsil Delwada, District Rajsamand (Raj.).

----Respondents

For Petitioner(s) : Mr. M. Rajpurohit for
Mr. K.S. Rajpurohit.

For Respondent(s) :

HON'BLE MR. JUSTICE MUKESH RAJPUROHIT

Order

23/02/2026

1. The present writ petition has been filed challenging the order dated 07.02.2026 passed by learned Civil Judge, Nathdwara in Case No.63/2025 titled as "*Logar and Ors. vs. Bhanwar Singh & Ors.*", vide which prayer for grant of interim injunction in favour of the petitioners was rejected.

2. Learned counsel for the petitioners submits that the main application under Order XXXIX Rules 1 and 2 of C.P.C. is still pending adjudication and the rights of the parties have not been finally adjudicated, however, the petitioner would be satisfied if a limited direction is issued to the trial court to decide the said

application expeditiously. It is further prayed that rights of the petitioners be protected till adjudication of the application.

3. Be that as it may, without commenting upon the merits of the case, learned trial court is directed to decide the pending application under Order 39 Rules 1 & 2 CPC as expeditiously as possible, preferably within a period of 30 days from the date of receipt of the order of this Court.

4. Till 30 days, the status quo as it exists today with regard to disputed land/property in question shall be maintained.

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, the writ petition stands disposed of.

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

(MUKESH RAJPUROHIT),J