

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

S.B. Civil Writ Petition No. 5356/2026

Khet Pal S/o Bega Ram, Aged About 51 Years, R/o Narsinghpura,
Tehsil Padampur District Sri Ganganagar

-----Petitioner

Versus

1. Amit S/o Shyonarayan, R/o Narsinghpura, Tehsil Padampur District Sri Ganganagar
2. Shyonarayan Gora S/o Gopi Ram, R/o Narsinghpura, Tehsil Padampur District Sri Ganganagar
3. Vinod Majhu S/o Mani Ram, R/o Narsinghpura, Tehsil Padampur District Sri Ganganagar

-----Respondents

For Petitioner(s) : Mr. Dixit Panwar
Mr. Rakesh Matoria

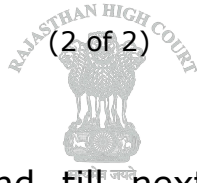
For Respondent(s) :

HON'BLE MR. JUSTICE MUKESH RAJPUROHIT

Order

09/03/2026

1. Learned counsel for the petitioner submits that the learned trial court rejected the petitioner's application under Order XXXIX Rule 7 of the Code of Civil Procedure without assigning any specific reasons. It is further contended that the factual status of the property in dispute is required to be brought on record for the proper and effective adjudication of the matter. In support of his contentions, learned counsel for the petitioner has placed reliance upon a judgment rendered by the High Court of Orissa in ***Ramakrushna Nayak versus Manoj Kumar Behera & Anr.*** passed in ***CMP No.200 of 2024*** decided on 23.05.2025.
2. The matter requires consideration.
3. Issue notice to respondent(s), returnable within six weeks. Notice may be given 'dasti' to learned counsel for the petitioner for effecting service upon respondent(s).



4. In the meanwhile and till next date of hearing, further proceedings in Civil Original Suit No.58/2025 pending before the learned Senior Civil Judge, Padampur, District Sri Ganganagar, shall remain stayed.

5. List after eight weeks.

(MUKESH RAJPUROHIT),J

74-mSingh/-