

HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR



S.B. Civil Writ Petition No. 6642/2026

Udhwani Rajesh S/o Udhwani Murlidhar, Aged About 36 Years, By Caste Sindhi, Resident Of 304, Royal Heights, Behind Dhobi Talav, Warasia, Fatehpura, Vadoara(Gujarat) Through Power Of Attorney Holder Shri Sumeet Khan, Son Of Shri Babu Khan, Aged About 36 Years, Resident Of Near Garh, Chadwas, District Churu(Rajasthan)

-----Petitioner

Versus

1. Vijay Kumar Sharma S/o Shri Ram Kishor Sharma, By Caste Brahmin, Resident Of C-334, Riico Housing Colony, Santpur, Abu Road, District Sirohi (Rajasthan)
2. Assistant Engineer (Urban), Jodhpur Vidyut Vitran Nigam Limited, Gandhinagar, Abu Road, District Sirohi (Rajasthan)

-----Respondents

For Petitioner(s) : Mr. Mayank Bhaiya
For Respondent(s) :

HON'BLE MR. JUSTICE MUKESH RAJPUROHIT

Order

25/03/2026

1. The present writ petition has been filed challenging the order dated 13.03.2026 passed by learned Additional Civil Judge, Aburoad in Civil Misc. Case No.8/2026 titled as "Udhwani Rajesh Vs. Vijay Kumar & Anr.", vide which prayer for grant of interim temporary injunction in favour of the petitioner was rejected.
2. Learned counsel for the petitioner 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 di-

rection is issued to the trial Court to decide the said application expeditiously. It is further prayed that rights of the petitioner 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 XXXIX 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 XXXIX Rule 1 and 2 strictly in accordance with law, without being influenced by observations made in the order dated 13.03.2026.

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