

HIGH COURT OF JUDICATURE FOR RAJASTHAN
JODHPUR

D.B. Civil Misc. Appeal No. 1213/2025
Ramdayal Rajpurohit

----Appellant

Versus

Jaya Devi

----Respondent

For Appellant(s)	:	Mr. Himanshu Soni Mr. Rajak Khan
For Respondent(s)	:	Mr. Lal Singh Rathore

HON'BLE MR. JUSTICE ARUN MONGA
HON'BLE MR. JUSTICE SUNIL BENIWAL
Order

23/03/2026

1. The present appeal has been filed within the prescribed period of limitation, which was admitted vide order dated 08.05.2025.
2. Section 15 of the Hindu Marriage Act, 1955 provides as under:

"When a marriage has been dissolved by a decree of divorce and either there is no right of appeal against the decree or, if there is such a right of appeal, the time for appealing has expired without an appeal having been presented, or an appeal has been presented but has been dismissed, it shall be lawful for either party to the marriage to marry again."
3. In view of the aforesaid provision, since the appeal has been preferred within limitation and the decree has not attained finality, therefore, no formal orders are required to be passed on the stay application.
4. The stay application is, accordingly, disposed of.

(SUNIL BENIWAL),J

(ARUN MONGA),J