

HIGH COURT OF JUDICATURE FOR RAJASTHAN
JODHPUR

S.B. Civil Writ Petition No. 7790/2025

Rishabh Ranka

-----Petitioner

Versus

Zakir Hussain

-----Respondent

For Petitioner(s) : Mr. Rishah Ranka, petitioner present
through VC

For Respondent(s) :

HON'BLE MR. JUSTICE BIRENDRA KUMAR

Order

23/04/2025

The impugned judgment and decree dated 18.08.2023 has been passed in Civil Suit No.02/2018, which is under challenge in this Writ Petition. A review petition filed against the same judgment and decree was also dismissed on 08.01.2025.

Petitioner submits that since the question of law has wrongly been decided, a writ petition under Article 226 and 227 of the Constitution of India would be maintainable for correction of the impugned judgment by issuance of a writ of certiorari.

Regular civil appeal is maintainable against the impugned judgment and decree, wherein question of law and fact would be re-examined by the appellate court. Therefore, the petitioner should pursue the remedy of appeal. Moreover, this roster has no jurisdiction to entertain a writ petition file under Article 226 of the Constitution of India.



[CW-7790/2025]

The petitioner would be at liberty to do the needful by the next date; otherwise, let the matter be listed before appropriate Roster.

List the matter on 26.05.2025.

(BIRENDRA KUMAR),J

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