

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

S.B. Civil Miscellaneous Application No. 44/2026

Jainab W/o Yusuf Ali, Aged About 80 Years, Resident Of
Ridmalsar Sipahiyaan, Bikaner

-----Petitioner

Versus

1. Lrs Of Anbahulhak, (Deceased Dated 15.07.1996)
Through Lrs
2. Mehmooda Bano W/o Late Sh. Anbahulhak Alias Anwar
Haq, Dwara Haji Ismail Khan S/o Choge Khan Panwar,
Near Aguni Masjid, Village Ridmalsar Sipahiyaan, Bikaner.
3. Jainab Alias Moddi D/o Anbahulhak, W/o Bhanwardeen
Tanwar, R/o Napasar Road, Village Ridmalsar Sipahiyaan,
Bikaner.
4. Bhanwardeen S/o Late Sh. Anbahulhak, Near Aman
Builders Street, Tilak Nagar, Jaipur Road, Bikaner.
5. Mohammad Hasan, Deceased Dated 06.05.1994 Through
Lrs
6. Mohammad Ayub S/o Late Sh. Mohammad Hasan,
Opposite Radio Station, Near Aman Builders Street, Tilak
Nagar, Jaipur Road, Bikaner.
7. Ismail S/o Late Sh. Mohammad Hasan, Opposite Radio
Station, Near Aman Builders Street, Tilak Nagar, Jaipur
Road, Bikaner.
8. Raisaa D/o Late Sh. Mohammad Hasan, W/o Ramzan, R/o
Near Bidasar Bari Masjid, Opposite Bal Bharati School,
Bikaner.
9. Baby D/o Late Sh. Mohammad Hasan, W/o Subhan Khan,
R/o Ridmalsar Sipahiyaan, Bikaner. At Present Khajuwala,
Bikaner.
10. Jainab Alias Moddi D/o Anbahulhak, W/o Bhanwardeen
Tanwar, Resident Of Napasar Road Village Ridmalsar
Sipahiyan Bikaner

-----Respondents

For Petitioner(s) : Mr. Parvez Khan Moyal
Mohd. Riyaz

For Respondent(s) : -

HON'BLE MR. JUSTICE FARJAND ALI

Order

07/05/2026

1. Observing the dichotomy whether though appearance of the learned counsel - Shri GR Goyal is marked as counsel for the respondent but at the same time at the second page of the order dated 09.10.2024, it has mentioned that after service of notice, no one put in appearance on behalf of the respondent-defendant No.1/2, it is felt appropriate to make interference in the matter.
2. Issue notice to the respondents, returnable within a period of four weeks.
3. Looking to the peculiarity of the facts and particularly that the execution proceeding was dismissed by the learned trial Court on the ground of barred by limitation, it is ordered that there shall be stay on execution proceeding. The learned trial Court shall not proceed further in pursuance of execution proceeding.

(FARJAND ALI),J