

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

D.B. Spl. Appl. Writ No. 598/2024

Jeetu S/o Shri Heera, Aged About 60 Years, Resident Of Aajoliya
Ka Khera, Tehsil Gangrar, District Chittorgarh (Raj.).

----Appellant

Versus

1. Narayan S/o Late Shri Pyara, Resident Of Aajoliya Ka Khera, Tehsil Gangrar, District Chittorgarh (Raj.).
2. Anopi W/o Late Shri Pyara, Resident Of Aajoliya Ka Khera, Tehsil Gangrar, District Chittorgarh (Raj.).
3. Champa Lal S/o Shri Mohan Lal, By Caste Jat, Resident Of Aajoliya Ka Khara, Tehsil Gangrar, District Chittorgarh (Raj.).
4. Santosh W/o Shri Dal Chand, Resident Of Aajoliya Ka Khara, Tehsil Gangrar, District Chittorgarh (Raj.).
5. Prem D/o Shri Dal Chand, Resident Of Aajoliya Ka Khara, Tehsil Gangrar, District Chittorgarh (Raj.).
6. Anjana D/o Shri Dal Chand, Resident Of Aajoliya Ka Khara, Tehsil Gangrar, District Chittorgarh (Raj.).
7. Suman D/o Shri Dal Chand, (Minor Through Her Natural Guardian Mother Santosh) Resident Of Aajoliya Ka Khara, Tehsil Gangrar, District Chittorgarh (Raj.).
8. Ratan Lal S/o Shri Dal Chand, Resident Of Aajoliya Ka Khara, Tehsil Gangrar, District Chittorgarh (Raj.).
9. Manager, State Bank Of India, Branch Putholi, Tehsil Gangrar, District Chittorgarh (Raj.).
10. Manager, State Bank Of India, Branch Putholi, Tehsil Gangrar, District Chittorgarh (Raj.).
11. State Of Rajasthan, Through Tehsildar, Tehsil Gangrar, District Chittorgarh (Raj.).

----Respondents

For Appellant(s)	:	Mr. Chetan Prakash Soni
For Respondent(s)	:	Mr. Bhushan Singh Charan Mr. S.S. Ladrecha, AAG with Mr. Deepak Suthar, AGC and Mr. Ravindra Jala



HON'BLE THE CHIEF JUSTICE MR. MANINDRA MOHAN SHRIVASTAVA
HON'BLE MR. JUSTICE MADAN GOPAL VYAS

Order

14/08/2024

1. Heard.
2. The issues arising for consideration in this appeal are whether the appeal filed by the appellant was maintainable in law as cross-appeal and whether the Courts below as also the learned Single Judge were right in holding that the cross-appeal filed by the appellant was not maintainable.
3. Learned counsel Mr. B.S. Charan appears and takes notice for respondent No. 1.
4. Issue notice to respondent Nos. 2 to 9, on payment of process fee within two weeks, returnable within four weeks.
5. Mr. S.S. Ladrecha, learned AAG appears on advance copy for respondent No. 10.
6. List the matter after six weeks.
7. Till the next date of hearing, further proceedings pursuant to impugned judgment and decree shall remain in abeyance.
8. Learned counsel for the respondent No. 1 shall have liberty to file application for vacating the stay.

(MADAN GOPAL VYAS),J

(MANINDRA MOHAN SHRIVASTAVA),CJ