

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

S.B. Civil Second Appeal No. 59/2024

1. Rakesh Bishnoi S/o Late Shri Krishan Lal Kadwasra, Aged About 28 Years, R/o Chak 4 Rrw Rodwali Tehsil And Dist Hanumangarh (Raj)
2. Chandrakala W/o Late Shri Krishan Lal Kadwarsa, Aged About 59 Years, R/o Chak 4 Rrw Rodwali Tehsil And Dist Hanumangarh (Raj)

----Appellants

Versus

1. Bhadar Ram S/o Shri Ramchandra, B/c Lohar R/o Chak 4 Rrw Rodwali Tehsil And Dist Hanumangarh (Raj)
2. Janta Singh S/o Shri Uba Ram, B/c Lohar R/o Chak 4 Rrw Rodwali Tehsil And Dist Hanumangarh (Raj)
3. State Of Rajasthan, Through District Collector Hanumangarh Raj
4. Exectuive Engineer Water Resources, Division Ii Hanumangarh Dist Hanumangarh Raj
5. Superintending Engineer, Water Resources Cirlce Hanumangarh Dist Hanumangarh Raj

----Respondents

Connected With

S.B. Civil Leave To Appeal No. 11/2024

1. Rakesh Bishnoi S/o Late Shri Krishan Lal Kadwasra, Aged About 28 Years, R/o Chak 4 Rrw, Rodawali, Tehsil And District Hanumangarh (Rajasthan)
2. Chandrakala W/o Late Shri Krishan Lal Kadwasra, Aged About 59 Years, R/o Chak 4 Rrw, Rodawali, Tehsil And District Hanumangarh (Rajasthan)

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2. Janta Singh S/o Shri Uba Ram, B/c Lohar, R/o Chak 4 Rrw, Rodawali, Tehsil And District Hanumangarh (Rajasthan)
3. State Of Rajasthan, Through District Collector, Hanumangarh, Rajasthan.
4. Executive Engineer, Water Resources, Division 2Nd, Hanumangarh,. District Hanumangarh, Rajasthan.
5. Superintending Engineer, Water Resources, Circle, Hanumangarh, District Hanumangarh, Rajasthan.

----Respondents

For Appellant(s) : Mr. Sushil Bishnoi
For Respondent(s) : Mr. Ram Kumar Bohra

HON'BLE MR. JUSTICE FARJAND ALI

Order

06/05/2026

1. By virtue of sub-clause 5 & 6 of Section 34 of Gram Nyayalayas Adhiniyam, 2008, an order passed by District Judge in appellate capacity becomes final and there is a non-obstante clause to the extent that no further appeal or revision would lie against the order passed by the District Court in appellate capacity. In this view of the matter, the second appeal is dismissed since not maintainable.
2. Stay application also dismissed.
3. Looking to the predicament of the petitioner and that he should not be left remediless, he is given a liberty that if he wishes to do so, he may challenge the order impugned by way of filing a civil writ petition.
4. In the peculiarity of the facts and circumstances of the case, he may be given back the certified copy of the judgment passed by the Court of first instance and Court of appeal after placing on record a true xerox copy of the same on record.
5. Consequently, leave petition also stands dismissed.

(FARJAND ALI),J