

HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

S.B. Civil Writ Petition No. 16766/2021

Heera Lal S/o Late Shri Vardichand Ji, Aged About 39 Years, By Caste Kumawat, Resident Of Baadi, Tehsil Nimbaheda, District Chittorgarh (Rajasthan).

-----Petitioner

Versus

1. Sohan Lal S/o Late Shri Vardichand Ji, By Caste Kumawat, Resident Of Baadi, Tehsil Nimbaheda, District Chittorgarh (Rajasthan).
2. Smt. Chanda Bai D/o Late Shri Vardichand Ji, By Caste Kumawat, Resident Of Baadi, Tehsil Nimbaheda, District Chittorgarh (Rajasthan).
3. Smt Prem Bai D/o Late Shri Vardichand Ji, By Caste Kumawat, Resident Of Baadi, Tehsil Nimbaheda, District Chittorgarh (Rajasthan).
4. Smt. Kailashi Bai D/o Late Shri Vardichand Ji, By Caste Kumawat, Resident Of Baadi, Tehsil Nimbaheda, District Chittorgarh (Rajasthan).
5. Smt. Ram Kanya Bai D/o Late Shri Vardichand Ji, By Caste Kumawat, Resident Of Baadi, Tehsil Nimbaheda, District Chittorgarh (Rajasthan).
6. Lal Chand S/o Late Shri Vardichand Ji, By Caste Kumawat, Resident Of Baadi, Tehsil Nimbaheda, District Chittorgarh (Rajasthan).
7. Smt. Bhagwati Bai W/o Late Shri Vardichand Ji, By Caste Kumawat, Resident Of Baadi, Tehsil Nimbaheda, District Chittorgarh (Rajasthan).
8. Smt. Radhi Bai W/o Late Shri Lalu Ram Ji, By Caste Kumawat, Resident Of Baadi, Tehsil Nimbaheda, District Chittorgarh (Rajasthan).
9. State Of Rajasthan, Through Tehsildar, Nimbaheda, District Chittorgarh.
10. Sub Registrar, Nimbaheda, District Chittorgarh.
11. Raju Teli S/o Shri Chaggan Lal Teli, Aged About 51 Years, Resident Of Baadi, Tehsil Nimbaheda, District Chittorgarh (Rajasthan).

-----Respondents

For Petitioner(s) : Mr. Pushkar Taimni for
Mr. Sanjay Nahar

JUSTICE DINESH MEHTA

Order

01/12/2021

1. Mr. Taimni, learned counsel for the petitioner, submits that the petitioner has sought impleadment of Raju Teli – respondent No.11, in relation to the relief that has been claimed against him in the counter claim, which the petitioner had filed and he is thus necessary party.

2. He argues that the trial Court has erred in rejecting petitioner's application holding that the plaintiff is 'dominus litis' of his case.

2. Issue notice. Issue notice of stay application also, returnable within six weeks.

3. Meanwhile, further proceedings in Civil Original Suit No.22/2020 so also in petitioner's counter claim shall remain stayed.

(DINESH MEHTA),J

199-A.Arora/-

सत्यमेव जयते