

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

S.B. Civil First Appeal No. 510/2022

1. Executive Engineer And Ors., Executive Engineer, Public Health Engineering Department, Phalna Station.
2. Junior Engineer, Public Health Engineering Department, Bali.
3. Superintending Engineer, Public Health Engineering Department, District Pali, Rajasthan.
4. Chief Secretariat, Government Of Rajasthan, Jaipur.

----Appellants

Versus

1. Lrs Of Gajaram S/o Devaram, Aged About 75 Years, R/o Village Dhani, Tehsil Bali, District Pali, Rajasthan.
2. Smt. Shanti Devi D/o Late Gajaram, Aged About 52 Years, W/o Gheesulal, R/o Village Khimel.
3. Smt. Kikidev D/o Late Gajaram, Aged About 48 Years, W/o Babulal, R/o Village Bali.
4. Shri Ashok S/o Late Gajaram, Aged About 46 Years, R/o Ghani Tehsil Bali, District Pali.
5. Smt. Manju Devi D/o Late Gajaram, Aged About 28 Years, W/o Narayanlal, R/o Village Sadadi.
6. Smt. Leeladevi D/o Late Gajaram, Aged About 35 Years, W/o Amritji, R/o Village Bali.
7. Smt. Sona D/o Late Gajaram, Aged About 31 Years, W/o Babulal, R/o Village Khudala.
8. Shri Arjun S/o Late Gajaram, Aged About 28 Years, By Caste Meghwal, R/o Dhani, Tehsil Bali, District Pali.

----Respondents

For Appellant(s)	:	Mr. Sajjan Singh Rathore, AAG
For Respondent(s)	:	Mr. Kuldeep Prajapat Mr. Rajesh Parihar

HON'BLE MR. JUSTICE MUKESH RAJPUROHIT

Order

09/01/2026

Learned counsel Mr. Kuldeep Prajapat has put in appearance on behalf of respondent Nos.1/3 and 1/7 and undertakes to file a vakalatnama by the next date of hearing, therefore, service is complete.

Heard on stay application.

Learned AAG appearing on behalf of the appellants submits that execution proceedings have been initiated respondents before learned trial court and by next date of hearing, learned trial court will issue attachment warrant, therefore, it is prayed that impugned judgment and decree may be stayed.

Having regard to the facts and circumstances of the case, it is considered appropriate and hence, ordered that if the appellants deposit 50% of the decretal amount along with interest as mentioned in the impugned judgment and decree before the trial court within four weeks from today, recovery of the remaining amount under impugned judgment and decree dated 27.04.2022 passed by learned Additional District Judge, Bali, District Pali in Civil Original Suit No.53/2013 (Late Gajaram through LR's Vs. State of Rajasthan & Ors.) shall remain stayed.

The deposition of amount shall be subject to the final outcome of the appeal. The amount so deposited shall be disbursed to the respondents-plaintiffs with the undertaking that if the appellants in the present appeal succeed, they shall refund the same along with interest in accordance with law.

List after six weeks.

(MUKESH RAJPUROHIT),J