

HIGH COURT OF JUDICATURE FOR RAJASTHAN
JODHPUR

S.B. Civil First Appeal No. 1070/2025

Baljeet Kaur

----Appellant

Versus

Kulwant Kaur

----Respondent

For Appellant(s) : Mr. Narendra Thanvi

For Respondent(s) : -

HON'BLE MR. JUSTICE FARJAND ALI

Order

06/05/2026

1. The present appeal under Section 96 CPC has been preferred against the judgment and decree dated 23.06.2025 passed by learned ADJ No.1, Nohar, District Hanumangarh in Civil Original Suit No.2/2019.
2. Heard learned counsel for the appellant on the application under Section 5 of the Limitation Act as also on the applications under Sections 148 and 149 CPC read with Section 151 CPC.
3. For the reasons stated in the application under Section 5 of the Limitation Act, this Court is satisfied that sufficient cause has been shown for condonation of delay of one day in filing the appeal. Accordingly, the application under Section 5 of the Limitation Act is allowed and the delay in filing the appeal is condoned.
4. Considering the submissions made that the requisite court fees could not be arranged within time, the applications under

Sections 148 and 149 CPC read with Section 151 CPC are also allowed. Since the deficiency in court fees has already been made good, the court fees so filed are taken on record. Consequently, the appeal shall be treated as properly instituted.

5. Issue notice of the appeal as well as stay application to the respondents, returnable within four weeks.

6. Call for the record.

7. Having considered the submissions made and looking to the fact that the appeal involves adjudication of valuable civil rights, this Court deems it just and proper to admit the appeal for consideration.

8. Meanwhile, till the next date of hearing, the effect and operation of the judgment and decree dated 23.06.2025 passed by learned ADJ No.1, Nohar, District Hanumangarh in Civil Original Suit No.2/2019 shall remain stayed.

(FARJAND ALI),J