

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil First Appeal No. 211/2026

Hoti Singh Choudhary S/o Shri Samandar Singh,

----Appellant

Versus

Karansingh S/o Shri Bhairu Singh Shekhawat,

----Respondent

For Appellant(s)	:	Mr. Anurag Gupta Mr. Yash Kumar Khandelwal
For Respondent(s)	:	Mr. Vivek Choudhary

HON'BLE MR. JUSTICE MANEESH SHARMA

Order

24/02/2026

1. The present first appeal has been filed by the appellant, assailing the judgment and decree dated 15.11.2025 in Civil Suit No.203/2013 (CIS No.46902/2014) titled '*Karansingh Vs. Hoti Singh Choudhary*', passed by the learned Additional District Judge No.7, Jaipur Metropolitan-II, whereby the suit filed by the plaintiff-respondent for specific performance of the agreement, recovery and permanent injunction has been decreed in favour of the plaintiff-respondent.

2. Learned counsel for the appellant submits that the learned Court below has seriously erred in decreeing the suit without appreciating the fact that, from the recitals of the agreement to sell dated 31.01.2011, the same appears to have been fraudulently prepared by the respondents. He further submits that a bare perusal of the second page of the agreement clearly reflects that alleged agreement to sell could not have been

executed on 31.01.2011, as alleged by the plaintiff-respondent; yet the learned court below decreed the suit.

3. Heard.

4. Admit.

5. Mr. Vivek Choudhary, learned counsel appears on behalf of the respondents. Hence, service be treated as complete.

6. Let record of the learned court below be summoned.

7. List the matter soon after receiving the record.

8. In the meanwhile, the execution of judgment and decree dated 15.11.2025 in Civil Suit No.203/2013 (CIS No.46902/2014) titled '*Karansingh Vs. Hoti Singh Choudhary*', passed by the learned Additional District Judge No.7, Jaipur Metropolitan-II, shall remain stayed and the parties are directed to maintain status quo in relation to possession and alienation with regard to the suit property as it exists today, during the pendency of this appeal.

9. Accordingly, the stay application stands disposed of.

(MANEESH SHARMA),J