

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 2413/2026

Babulal S/o Late Sh. Girdhari Lal

-----Petitioner

Versus

Rajkumar Saini S/o Sh. Mohan Lal Saini

-----Respondent

Connected With

S.B. Civil Writ Petition No. 3229/2026

Babulal S/o Late Sh. Girdhari Lal

-----Petitioner

Versus

Rajkumar Saini S/o Sh. Mohan Lal Saini

-----Respondent

For Petitioner(s)	:	Mr. C.L. Saini Ms. Srijana Shresth with Ms. Himanshi Bhatia
For Respondent(s)	:	

HON'BLE MR. JUSTICE BIPIN GUPTA

Order

23/02/2026

In S.B. Civil Writ Petition No. 3229/2026

1. The matter comes upon an IA application No.1/26, praying therein that since in the connected writ petition, the certified copy of the impugned order has already been submitted. Thus, the requirement to provide certified copy may be dispensed with and the writ petition may be permitted to be heard on the basis of the photocopy of the judgment dated 19.12.2025.
2. In view of the above submission, defect No.3 is waived.
3. The present writ petition has been filed assailing the order dated 19.12.2025, passed by the learned Additional District Judge,

Laxmangarh, District Sikar, whereby an application filed by the plaintiff-petitioner under Order 1 Rule 10 CPC for impleading one Ashwani Kumar as party has been rejected.

4. Learned counsel for the plaintiff-petitioner submits that originally when the suit was filed, the plaintiff knew that Kesari Devi had only three sons namely Satyavarat, Gopal and Basant Kumar whereas, subsequently it came to his notice that there was another son of Kesari Devi namely Loknath Singh and after death of Loknath Singh his successor Ashvani Kumar is having a right to defend the case of Kesari Devi. He thus, submits that if one of the successor of Kesari Devi is left out then it will cause multiplicity of the proceedings and an effective decree will not be passed and therefore, his application under Order 1 Rule 10 CPC ought to have been allowed.

5. Heard.

6. Let notices be issued to respondent No. 2 and 3. The notices be filed in two sets. If the same are filed one set be issued by ordinary mode and one by registered post.

7. In the meanwhile further proceedings in suit No.11/2022 pending before the Court of learned Additional District Judge, Laxmangarh, District Sikar, shall remain stay till next date of hearing.

8. The order will come into effect only after the service of the respondents is complete.

9. List this matter after four weeks.

In S.B. Civil Writ Petition No. 2413/2026



[CW-2413/2026]

List this matter after four weeks.

(BIPIN GUPTA),J

JUBIN /11-12