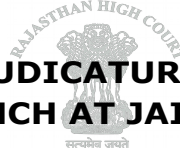




**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**



S.B. Civil Miscellaneous Appeal No. 2529/2017

Mohd. Yaqoob S/o Sh. Mohd. Ibrahim, aged about 71 years, R/o
Gali Moula Bax Sahib, Mohalla Rajban, Tonk.

----Plaintiff/Appellant

Versus

1. Mohd. Miya S/o Shri Mohd. Ismail, aged about 63 years, R/o
Munir Khan Ki Maszid, Rajban, Tonk.
2. Mohd. Yusuf S/o Shri Mohd. Ismail, aged about 45 years, R/o
Noshe Pul, Smart Tailors Ki Gali, Ka Miya Loharan, Tonk (Raj.).
3. Rasheda D/o Shri Mohd. Ismail, aged about 43 years, R/o Gali
Moula Bax Sahib, Mohalla Rajban, Tonk.
4. Sajeda D/o Shri Mohd. Ismail, aged about 41 years, R/o Gali
Moula Bax Sahib, Mohalla Rajban, Tonk.
5. Mus. Najma Begam W/o Late Shri Ahmad S/o Shri Mohd.
Ismail, aged about 50 years, R/o Eidgah Mohalla, Laxmangarh,
District Sikar (Raj.).
6. Sohail S/o Shri Mohd. Idrees, aged about 54 years, R/o Gali
Moula Bax, Rajban, Tonk.
7. Mohd. Ajmal S/o Shri Mohd. Idrees, aged about 58 years, R/o
Gali Moula Bax, Rajban, Tonk.
8. Arshad S/o Shri Mohd. Idrees, aged about 45 years, R/o Gali
Moula Bax, Rajban, Tonk.
9. Mus. Fatma W/o Shri Mohd. Idrees, aged about 70 years, R/o
Gali Moula Bax, Rajban, Tonk.
10. Mus. Rizwana D/o Shri Mohd. Idrees, aged about 41 years,
R/o Mohalla Gali Moula Bax, Rajban, Tonk.
11. Mus. Rukhsana D/o Shri Mohd. Idrees, aged about 42 years,



R/o Gali Mohalla Maula Bax, Rajban, Tonk.

12. Mus. Sana D/o Late Shri Ahmad S/o Mohd. Ismail, aged about 21 years, R/o Eidgah Mohalla, Laxmangarh, District Sikar (Raj.).

13. Mus. Rumi D/o Late Shri Ahmad S/o Mohd. Ismail, aged about 20 years, R/o Eidgah Mohalla, Laxmangarh, District Sikar (Raj.).

14. Mus. Jaini D/o Late Shri Ahmad S/o Mohd. Ismail, aged about 15 years, minor through her mother legal guardian Najma Begam W/o Late Shri Ahmad S/o Mohd. Ismail, R/o Eidgah Mohalla, Laxmangarh, District Sikar (Raj.).

15. Mus. Rozi D/o Late Shri Ahmad, aged about 13 years, through her mother legal guardian Najma Begam W/o Late Shri Ahmad S/o Mohd. Ismail, R/o Eidgah Mohalla, Laxmangarh, District Sikar (Raj.).

16. Mus. Hina D/o Late Shri Ahmad S/o Mohd. Ismail, aged about 15 years, minor through her mother legal guardian Najma Begam W/o Late Shri Ahmad S/o Mohd. Ismail, R/o Eidgah Mohalla, Laxmangarh, District Sikar (Raj.).

17. Mus. Fatma D/o Shri Mohd. Ibrahim, aged about 80 years, R/o Gali Moula Bax, Firdos Nagar, Rajban, Tonk.

18. Hidayatulla S/o Late Shri Hafizulla, aged about 50 years, R/o H.No. A-138, Husain Colony, Beniwal Kanta, Delhi Road, Jaipur (Raj.).

19. Nusratulla S/o Late Shri Hafizulla, aged about 45 years, R/o H.No. A-138, Husain Colony, Beniwal Kanta, Delhi Road, Jaipur (Raj.).



20. Ajmalulla S/o Late Shri Hafizulla, aged about 42 years, R/o H.No. A-138, Husain Colony, Beniwal Kanta, Delhi Road, Jaipur (Raj.).

21. Shokatulla S/o Late Shri Hafizulla, aged about 40 years, R/o H.No. A-138, Husain Colony, Beniwal Kanta, Delhi Road, Jaipur (Raj.).

22. Shabbir Ali s/o Johra Khatoon and Mukhtar Ali, aged about 45 years, R/o Ward No. 3, Mohalla Madarsa Atuna Vedhya, Vedhya Gandhi Park, Opposite Mor Hospital, Nawalgarh, Sikar (Raj.).

23. Ali Miya S/o Johra Khatoon and Mukhtar Ali, aged about 42 years, R/o Ward No. 3, Mohalla Madarsa Atuna Vedhya, Vedhya Gandhi Park, Opposite Mor Hospital, Nawalgarh, Sikar (Raj.).

24. Mus. Sarwarat Jahan D/o Mohd. Ibrahim W/o Late Shri Ali Ahmad Master, aged about 68 years, R/o Court Sahab Ki Gali, Opposite Aziz Radio Shop, Maszid Gol, Tonk (Raj.).

-----Defendant/Non-Appellants

For Appellant(s)	:	Mr. Atul Kumar Jain, Adv.
For Respondent(s)	:	Ms. Itishree Sharma, Adv. & Ms. Padamshri Rajawat, Adv. for Mr. Deepak Khandelwal, Adv.

HON'BLE MR. JUSTICE UMA SHANKER VYAS

Judgment / Order

26/02/2026

अस्थाई निषेधाज्ञा आवेदन पर पारित आदेश के विरुद्ध यह अपील प्रस्तुत की गयी है। विद्वान अधिवक्ता अपीलार्थी का निवेदन है कि मूल वाद निर्णीत हो चुका है, अतः अपील निष्फल हो चुकी है।



उपरोक्त परिस्थितियों में यह अपील निष्फल हो जाने से खारिज की जाती है। स्थगन प्रार्थना पत्र भी यदि लंबित है तो वह भी उपरोक्तानुसार खारिज किया जाता है।

विचारण न्यायालय का अभिलेख यदि प्राप्त हो रखा है तो उसे इस आदेश की प्रति के साथ अविलम्ब प्रेषित किया जावे।

(UMA SHANKER VYAS),J

Murari Lal Sharma /42