

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 2609/2026

Aruna Paliwal & Anr.

-----Petitioners

Versus

State of Rajasthan & Ors.

-----Respondents

For Petitioner(s) : Mr. Akshat Kulshrestha

HON'BLE MR. JUSTICE ANUROOP SINGHI
Order

10/02/2026

Learned counsel for the petitioners has argued that they were served with a notice dated 11.12.2025 seeking handing over of possession, which records that an order dated 09.10.2025 has been passed under Section 17 of the Arbitration and Conciliation Act, 1996 (hereinafter referred to as "**the Act of 1996**") in proceedings between respondent No.2 – Shivalik Small Finance Bank Ltd. and respondent No.3 – M/s Arth Micro Finance Private Limited, and that the petitioners have no nexus or connection whatsoever with either of the parties or with any such arbitration proceedings.

Learned counsel for the petitioners submits that no such order under Section 17 of the Act of 1996 could have been passed with respect to the property of a person who has no connect with the said proceedings. Learned counsel further submits that the said property, viz., Residential House No.4/135, S.F.S., Mansarovar, Jaipur, Rajasthan-302020, was purchased by them vide a registered sale deed executed on 09.04.2025 and the same is under their exclusive ownership and possession, however, only

in pursuance to the said impugned notice dated 11.12.2025, they have been dispossessed by respondent No.1 on 16.12.2025, thereby seriously violating the fundamental rights of the petitioners.

On being specifically asked, learned counsel for the petitioners categorically submits that the petitioners have no connection whatsoever with respondents No.2 and 3 and are not at all aware of any such arbitration proceedings and thus, cannot be made to suffer on account of the impugned notice dated 11.12.2025.

Taking note of the above peculiar facts, issue notice to the respondents, returnable within seven days. Notice be sent through registered post in addition to normal process.

Notice be given '*dasti*' to the learned counsel for the petitioners.

List the matter on 19.02.2026.

Till the next date, no third party rights shall be created with respect to the property in dispute.

(ANUROOP SINGHI),J