

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 2799/2026

1. Ghanshyam Natani Son Of Shri Badri Narayan Natani, Resident Of 42, Hardev Colony, Tonk Road, Jaipur.
2. Smt. Saroj Natani Wife Of Shri Ghanshyam Natani, Resident Of 42, Hardev Colony, Tonk Road, Jaipur.
3. Pankaj Son Of Shri Ghanshyam Natani, Resident Of 42, Hardev Colony, Tonk Road, Jaipur.
4. Aryan Natani (Arun Natani) Son Of Shri Ghanshyam Natani, Resident Of 42, Hardev Colony, Tonk Road, Jaipur.

-----Defendant-Petitioners

Versus

Kusum Gupta Wife Of Late Shri Kanhaiya Lal Gupta, Aged About 59 Years, Resident Of 95, Jhalniyon Ka Raasta, Kishanpole Bazar, Jaipur (Raj.).

-----Plaintiff-Respondent

For Petitioner(s)	:	Mr. Sumit Rawat Mr. S.C. Goyal
For Respondent(s)	:	

HON'BLE MR. JUSTICE BIPIN GUPTA

Judgment / Order

26/02/2026

1. Learned counsel for the petitioner submits that the application dated 12.05.2023 raising objection on the draft sale deed has not been decided by the Executing Court and is still pending adjudication. However, the learned Executing Court without deciding the said objection dated 12.05.2023, is proceedings for the execution.
3. Heard.
4. Perused the material available on records and considered the statement of the petitioner.

5. It is a settled principle of law that before proceeding, further with execution every objection filed is required to be decided by the learned Executing Court.

6. Therefore, this Court deems it appropriate to direct the learned Executing Court, that if any objection as placed by the petitioner i.e. Annexure No. 6 dated 12.05.2023, are pending, then the same shall be decided before proceeding further.

6. Further it is made clear that, if the objection dated 12.05.2023, have been decided by the Executing Court then this order will not come into effect.

8. However, it is made clear that if the respondent is aggrieved in any manner by this order, then he is entitled to file an application for recalling of this order.

9. With the above observations, the present Civil Writ Petition stands disposed of.

10. Pending application(s), if any, also stand disposed of.

(BIPIN GUPTA),J