

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 3449/2026

Prahlad Sahay Sharma S/o Late Shri Panchulal Sharma

-----Petitioner

Versus

Rajendra Kumar Manakbohra S/o Shri Sita Ram Manakbohra

-----Respondent

For Petitioner(s) : Mr. Prahlad Sharma
Mr. Lakhan Sharma

For Respondent(s) :

HON'BLE MR. JUSTICE BIPIN GUPTA

Order

24/02/2026

1. The present writ petition has been filed assailing the order dated 21.01.2026, passed by learned Additional District and Sessions Judge No.8, Metropolitan Jaipur I, whereby the application filed by the respondent-defendant under Order 8 Rule 1 CPC has been allowed.

2. Learned counsel for the petitioner submits that the suit was at the stage of evidence of the defense's witnesses when an application came to be filed under Order 8 Rule 1 CPC. The petitioner has very specifically replied to the said application while dealing with each and every document. However, without considering the reply and the relevancy of the document, the learned Trial Court in a cursory manner has allowed the application filed by the respondent-plaintiff under Order 8 Rule 1 CPC.

3. Heard.

4. Let notices be issued confined to defendant-respondent No.6.

5. In the meanwhile, further proceedings in suit No.108/2013 pending in the Court of learned Additional District Judge No.8 Jaipur, Metropolitan Jaipur I, shall remain stayed till the next date of hearing.
6. This order will come into effect only after the service on respondent(s) is complete.
7. List this matter after four weeks.

(BIPIN GUPTA),J