

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil First Appeal No. 553/2026

1. Shri Suresh Chand Jain S/o Late Shri Puran Chand Jain, R/o Soughar Mohalla, Kasba Deeg, Tehsil Deeg (Raj.) (Deceased) Through The Legal Representatives-
- 1/1. Smt. Rajrani, W/o Late Shri Suresh Chand Jain
- 1/2. Vipin @ Deepu S/o Late Shri Suresh Chand Jain, Aged About 43 Years, All R/o Soughar Mohalla, Kasba Deeg, Tehsil Deeg (Raj.).
- 1/3. Smt. Jyoti D/o Late Shri Suresh Chand Jain, W/o Shri Sanjeev Kumar, R/o Khairthal, At Present District Khairthal (Raj.)
- 1/4. Smt. Douli @ Sweta D/o Late Shri Suresh Chand Jain, W/o Shri Amit Kumar, R/o Mansarovar, Jaipur (Raj.).

----Appellants/Defendants

Versus

1. Shri Mahaveer Prasad Jain S/o Shri Puran Chand, R/o Behind Adarsh School, Kasba Deeg, Tehsil Deeg, (Raj.) (Deceased) Through The Legal Representatives-
- 1/1. Smt. Suman Jain W/o Late Shri Mahaveer Prasad Jain, R/o Main Bazar, Pahadi, Deeg (Raj.).
- 1/2. Smt. Babita Goyal D/o Late Shri Mahaveer Prasad Jain, W/o Shri Sunil Goyal, At Present R/o House No. 365, Gopalpura, Near Ridhhi Siddhi, Surya Nagar, Jaipur (Raj.).
- 1/3. Rinku Jain D/o Late Shri Mahaveer Prasad Jain, W/o Shri Neeraj Modi, At Present R/o Subhash Colony, Bharatpur (Raj.).
- 1/4. Smt. Neetu Singhal D/o Late Shri Mahaveer Prasad Jain, W/o Shri Deepak Singhal, At Present R/o Before Govind Gupta Hospital, Bharatpur (Raj.).

----Respondents/Plaintiffs

2. Padam Chand Jain, Aged About 68 Years, S/o Late Shri Puran Chand Jain
3. Sheetal Chand Jain, Aged About 68 Years, S/o Late Shri Puran Chand Jain
4. Harish Chand Jain S/o Late Shri Puran Chand Jain, Aged About 62 Years, All R/o Behind Adarsh School, Kasba, Deeg, District Deeg (Raj.).
5. Smt. Sheela Devi W/o Shri Ratan Lal, R/o Scheme No. 7 Plot No. 21-22, Panchwati Colony Alwar (Raj.).
6. Smt. Jainwati W/o Shri Kamlesh Jain, R/o Bharat Dairy, Near Bus Stand Firozpur, Jhirka (Haryana)
7. Ashok Kumar, Aged About 55 Years, S/o Shri Chetram, R/o Pansari Bazar, Alwar (Raj.).

8. Rajesh Kumar S/o Shri Chetram, Aged About 52 Years, R/o Main Bazar, Govindgarh, District Alwar (Raj.).
9. Pankaj Kumar S/o Shri Chetram, Aged About 48 Years, R/o Main Bazar, Govindgarh, District Alwar (Raj.).
10. Rajesh Kumar S/o Shri Kamalchand, Aged About 53 Years, C/o Mohanlal Sarnimal Jain, Hope Circus Alwar (Raj.).
11. Amit Kumar S/o Shri Kamchand, Aged About 48 Years, C/o Mohanlal Sarnimal Jain, Hope Circus Alwar (Raj.).
12. Smt. Munni Devi, W/o Shri Mahaveer Jain, R/o Behind Adarsh School, Kasba Deeg, District Deeg (Raj.).
13. Rupendra Kumar D/o Shri Mahaveer Jain, R/o Behind Adarsh School, Kasba Deeg, District Deeg (Raj.).

-----Proforma Respondents/Defendants

For Appellant(s) : Mr. Raj Kumar Goyal, Adv. with
Mr. Jaswant Sharma, Adv.,
Ms. Morvi Sharma, Adv. &
Ms. Priyanka Paliwal, Adv.

HON'BLE MR. JUSTICE ASHUTOSH KUMAR

Order

27/04/2026

1. This civil first appeal has been filed against the judgment and decree dated 23.01.2026 passed by learned District and Sessions Judge Deeg (Raj.) (hereinafter referred to as learned 'trial Court') in Civil Suit No. 4-A/2026 (39/2012), whereby, the civil suit for partition filed by respondents-plaintiffs 1/1 to 1/4 has partly been allowed and the counter claim filed by the appellants/defendants to the extent of the issue Nos.4 to 7, has been dismissed.
2. Learned counsel for the appellants submits that learned trial Court has decided the case dismissing the counter claim filed on behalf of the appellants-defendants and has wrongly decided the suit for partition.
3. The matter requires consideration.

4. Issue notice to the respondents by both modes i.e. by ordinary process as well as by registered post, returnable within six weeks.
5. Requisites be filed within one week.
6. List the matter after six weeks.
7. Till the next date of hearing, learned trial Court is directed not to pass any final decree in this matter.
8. In the meanwhile, record of the Court below be summoned.

(ASHUTOSH KUMAR),J

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