

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 5081/2026

Harji Son Of Dhanya

-----Petitioner

Versus

Lallu Son Of Sovalya

-----Respondent

For Petitioner(s) : Mr. Dheeraj Singhal

For Respondent(s) :

HON'BLE MR. JUSTICE BIPIN GUPTA
Order

18/03/2026

1. The present writ petition has been filed challenging the order dated 05.12.2025, passed by the learned Additional District Judge No. 1, Hindaun City, District Karauli, in Civil Suit No. 09/2017, whereby the application of the plaintiff-respondent under Order I Rule 10 CPC has been allowed.
2. Learned counsel for the petitioner contends that an earlier application filed by the plaintiff under Order XXII Rule 4, 9 read with Section 151 CPC as well as Section 5 Limitation Act, seeking to bring on record the legal representatives of Defendant No. 1, Ramniwas, and Defendant No. 9, Balraj, was rejected vide order dated 25.08.2025.
3. Learned counsel for the petitioner submits that thereafter, the same plaintiff filed an application under Order I Rule 10 CPC for impleading the legal successors of the deceased Ramniwas and Balraj as Party Nos. 12 to 20.
4. Learned counsel for the petitioner submits that despite the dismissal of the earlier application for bringing the legal representatives on record, and the suit having abated qua

Defendant No. 1 and Defendant No. 9, the learned Trial Court has, by way of the application under Order I Rule 10 CPC, permitted the impleadment of such parties, notwithstanding the rejection of the application under Order XXII Rule 4 CPC.

5. Heard.

6. Let notices be issued to the plaintiff-respondent. Rule is made returnable within four weeks.

7. In the meanwhile, further proceedings in Civil Suit No. 09/2017, pending before the Court of learned Additional District Judge No. 1, Hindaun City, District Karauli, shall remain stayed till the next date of hearing.

8. This order shall come into operation after service upon Plaintiff-Respondent Nos. 1, 2, and 3 is complete.

9. List this matter after four weeks.

(BIPIN GUPTA),J