

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil First Appeal No. 593/2026

Narendra Kumar Jareth S/o Late Dr. Mohan Lal Jareth, R/o House No. 35, Gandhi Chowk, Old Dhanmandi, Kota.

-----Plaintiff/Appellant

Versus

1. Mahendra Kumar Mittal S/o Late Chandra Mohan Ji Mittal, R/o Agrasen Bazar, Old Dhan Mandi, Kota.
2. Dr. Smt. Leela Jerath @ Leelawati Jerath W/o Late Dr. Surendra Kumar Jerath, R/o 2-H-2, Vigyan Nagar, Main Jhalawar Road, Kota.
3. Smt. Meenakshi Sudhakar D/o Late Dr. Surendra Kumar Jerath W/o Shri Amit Sudhakar, At Present R/o A-501, Brent Wood Apartment, Heera Nandani Garden, Pawai Mumbai-400076.
4. Smt. Vineeta Grover D/o Late Dr. Surendra Kumar Jerath W/o Shri Shyam Grover, R/o E-32, Ridgewood Estate, Phase-4, Gurgaon (Haryana).
5. Smt. Harshita Seth D/o Dr. Surendra Kumar Jerath W/o Shri Sumit Seth, R/o 10833, Keminito, Colorado, Sandiego C.A.-92131 (USA) Through Power Of Attorney Holder Dr. Leela Jairath @ Leelawati Jerath W/o Dr. Surendra Kumar Jerath, R/o 2-H-2, Vigyan Nagar Main Jhalawar Road, Kota.
6. Sub-Registrar, First, Kota.

-----Defendants/Respondents

For Appellant(s)	:	Mr. Jai Prakash Gupta
For Respondent(s)	:	Mr. Shailesh Prakash Sharma

HON'BLE MR. JUSTICE ASHUTOSH KUMAR

Order

24/04/2026

Mr. Shailesh Prakash Sharma, Adv. puts in appearance on behalf of respondent No.1 as caveator.

Issue notice to respondent Nos. 2 to 6 by both modes i.e. by ordinary course as well as by registered post, returnable after six weeks. Requisites be filed within a period of one week.

Learned counsel for the appellant submits that by the impugned judgment dated 13.03.2026 passed by learned Additional District Judge No.6, Kota in Civil Suit No.53/2017 has dismissed the suit for pre-emption and permanent injunction. Learned counsel for the appellant further submits that during pendency of the suit a stay order was granted with regard to alienation of the property.

List the matter after six weeks.

Record of the Court below be summoned.

Till the next date of hearing, both the parties are restrained from creating any third party interest with regard to the property in dispute.

(ASHUTOSH KUMAR),J