

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 7041/2026

1. Lalit Sharma Son Of Shri Madanlal, Resident Of 26, Vidyadhar Nagar, Behind Bangad College, Pali, Marwad, Rajasthan.
2. Manju Devi Wife Of Rajendra Agarwal, Resident Of Tulsi Nivas, Agrasen Bhawan Road, Sindhi Colony, Pali, Marwad.
3. Primila Wife Of Surendra, Resident Of Tulsi Nivas, Agrasen Bhawan Road, Sindhi Colony, Pali, Marwad.
4. Shweta Bansal Wife Of Amil Bansal, Resident Of Tulsi Nivas, Agrasen Bhawan Road, Sindhi Colony, Pali, Marwad.
5. Sushree Joli Gupta Daughter Of Manmohan Gupta, Resident Of 385, Mayank Kutir, Subhash Nagar-A, Pali, Marwad.
6. Jaswant Kanwar Daughter Of Shri Vijay Singh, Resident Of Garh Raghunathpura, Tehsil Rupangarh, District Ajmer, Rajasthan.
7. Preeti Kanwar Wife Of Shri Swaroop Singh, Resident Of Garh Raghunathpura, Tehsil Rupangarh, District Ajmer, Rajasthan.
8. Pushpa Kanwar Daughter Of Vijay Singh, Resident Of Garh Raghunathpura, Tehsil Rupangarh, District Ajmer, Rajasthan.
9. Divyaraj Singh Son Of Swaroop Singh, Resident Of Garh Raghunathpura, Tehsil Rupangarh, District Ajmer, Rajasthan.

-----Petitioners

Versus

1. The Commissioner, Nagar Parishad, Kishangarh, District Ajmer, Rajasthan.
2. The Sub-Divisional Officer, Kishangarh, District Ajmer, Rajasthan.
3. Tehsildar, Kishangarh, District Ajmer, Rajasthan.
4. Sumer Club, Kishangarh, District Ajmer, Rajasthan, Through Its Secretary Ramesh Purohit.

5. Prakashchand Son Of Madanlal, Resident Of 4, Ahinsa Complex Ambedkar Circle Pali Marwad, Rajasthan.
6. Bharat Aashiwal Son Of Prakashchand, Resident Of 4, Ahinsa Complex Ambedkar Circle Pali Marwad, Rajasthan.
7. Brajraj Singh Son Of Late Shri Sumer Singh Rathore, Resident Of Kishangarh, District Ajmer, Rajasthan.

----Respondents

For Petitioner(s) : Mr. Prakash Chandra Jain
Ms. Vinny Jain

For Respondent(s) :

HON'BLE MR. JUSTICE ANUROOP SINGHI

Order

22/04/2026

1. The present writ petition has been filed by the petitioners assailing orders passed by the Divisional Commissioner, District Ajmer in Appeal/LR 90A/2025/216 which have been collectively marked as Annexure-6 in the writ petition. Vide order dated 08.09.2025, application filed by the respondent No.7 seeking leave to file appeal under Section 96 of the Code of Civil Procedure (**CPC**), 1908, has been allowed and vide order dated 22.12.2025, not only the delay in filing of the said appeal has been condoned but even the parties are directed to maintain *status quo qua* the land in question being Khasra No.1577/1567 admeasuring 1.5662 hectares and Khasra No.1578/1567 admeasuring 1.5663 hectares, situated at Village Kishangarh-B, Tehsil Kishangarh, District Ajmer.
2. Mr. Prakash Chandra Jain, learned counsel for the petitioners submits that from a bare perusal of the order dated 08.09.2025 as well as the order dated 22.12.2025, it is manifest that no reason worth the name has been assigned while allowing the application

filed under Section 96 of CPC and also the application filed under Section 5 of the Limitation Act, 1963.

3. Learned counsel for the petitioner submits that while allowing the application filed under Section 96 of CPC, the minimum which the appellate authority was required to consider was the locus of the said appellant, however, no finding in that regard has been assigned and in a casual and cursory manner, the said application granting leave to appeal has been allowed.

4. Learned counsel submits that while condoning the delay in filing of the appeal by passing order dated 22.12.2025 also, no reasons to justify the delay in filing of the appeal have been assigned.

5. Learned counsel also submits that in absence of any reasons being assigned by the appellate authority, which are the heart and soul of every order, there was no occasion for the appellate authority to direct the parties to maintain *status quo qua* the land in question.

6. Learned counsel further submits that the conversion order dated 27.05.2025 (Annexure-2 & 3) were rightly passed under the provisions of Section 90A of the Rajasthan Land Revenue Act, 1956.

7. Taking note of the above, issue notice to respondents returnable within four weeks, both by ordinary process as well as registered post.

8. Notices be given *dasti* as well to the learned counsel for the petitioners.

9. In the meanwhile, the effect and operation of the orders dated 08.09.2025 and 22.12.2025 (Annexure-6 colly.) passed by



the Divisional Commissioner, District Ajmer, in Appeal/LR 90A/2025/216 shall remain stayed.

10. List the matter on 25.05.2026.

(ANUROOP SINGHI),J

DIPESH CHAYAL /05