

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Second Appeal No. 217/2026

1. Ramnath, Aged About 63 Years, S/o Sh. Dhannalal,
2. Laxman, Aged About 53 Years, S/o Sh. Dhannalal,
3. Vrindawan, Aged About 52 Years, S/o Sh. Kishanlal,
4. Bhanwarlal, Aged About 51 Years, S/o Late Sh. Prabhatilal,
5. Dharmendra, Aged About 47 Years, S/o Late Sh. Prabhatilal,
6. Dhirendra, Aged About 44 Years, S/o Late Sh. Prabhatilal,
7. Smt. Sushila Devi, W/o Late Sh. Prabhatilal, Aged About 68 Years,
All Resident Of Village Anchhapura, Hadiya, Tehsil Mahawa, Through Power Of Attorney Ramnath S/o Dhannalal, R/o Anchhapura, Tehsil Mahawa, District Dausa (Raj.).

----Appellants/Plaintiffs

Versus

1. Radhamohan S/o Shivdayal, Aged About 73 Years, R/o Village Anchhapura, Tehsil Mahwa, District Dausa.
----Respondent/Defendant
2. Dy. Registrar, Mahawa Office, Mahawa, District Dausa.
3. Punjab National Bank, Branch Mahawa, District Dausa, Branch Manager.

----Respondents

For Appellant(s) : Mr. Manoj Kumar Bhardwaj, Adv.

HON'BLE MR. JUSTICE ASHUTOSH KUMAR

Order

30/04/2026

1. This second appeal has been filed against the judgment and decree dated 23.03.2026 passed by learned Additional District Judge, Mahawa, District Dausa (hereinafter referred to as learned

'Appellate Court') in Civil Appeal No. 22/2024 titled as Radhamohan Vs. Ramnath & Ors., whereby, the learned Appellate Court allowed the appeal filed on behalf of the respondent-defendant while setting aside the judgment and decree dated 27.11.2024 passed by learned Senior Civil Judge, Mahawa, District Dausa (Raj.) (hereinafter referred to as learned 'trial Court') in Civil Suit No. 06/2020 titled as Ramnath & Ors. Vs. Radhamohan & Ors, whereby, the learned trial Court decreed the suit in favour of the appellants-plaintiffs for specific performance and permanent injunction.

2. Learned Appellate Court while allowing the appeal, reverse the findings of learned trial Court. Thus, this is a case of reverse findings by the learned Appellate Court.

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, both the parties are directed not to create any third party interest with regard to the suit property and also to maintain the status quo as it exists today.

8. In the meanwhile, record of the Court below be summoned.

(ASHUTOSH KUMAR),J