

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 7999/2026

Mukesh Gupta S/o Late Shri Lekhraj

-----Petitioner

Versus

Salochana W/o Late Shri Dilbagh & Ors.

-----Respondents

For Petitioner(s) : Mr. Shekhar Singh

For Respondent(s) :

HON'BLE MR. JUSTICE MANEESH SHARMA

Order

05/05/2026

1. The present writ petition has been preferred by the petitioner assailing the impugned order dated 04.02.2026 passed by the learned Additional Senior Civil Judge No.2, Bharatpur, District Bharatpur, in Civil Suit No. 14/2025, titled as '*Salochana & Ors. Vs. Jagdish Prasad & Anr.*', whereby the learned Trial Court dismissed the petitioner's application filed under Order 1 Rule 10 of the Code of Civil Procedure, 1908 (CPC).

2. Learned counsel for the petitioner submits that the petitioner owned and possessed the suit property by virtue of an agreement dated 11.04.1989 and the petitioner's possession is further evidenced by the electricity connections installed over the suit property. He further submits that the plaintiff has mala fide filed the suit with respect to property owned by the appellant, yet his application under Order 1 Rule 10 of CPC has been dismissed arbitrarily. He therefore prays that the impugned order dated 04.02.2026, being perverse, may kindly be quashed and set aside.



3. Heard.

4. In view of the submissions made hereinabove, issue notice to the respondents, returnable within six weeks.

5. Requisite PF and notices may be filed in two sets within a period of one week. Upon filing the same, one set be sent by ordinary post and another by registered post.

6. List the matter after six weeks.

(MANEESH SHARMA),J

Seema/6