

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil First Appeal No. 425/2022

Rihana W/o Khurshid

----Appellant

Versus

Jaikam S/o Fajjar & Anr.

----Respondents

For Appellant(s)	:	Mr. Sajid Ali
For Respondent(s)	:	Mr. Pushpendra Singh Mr. Pushpendra Pal Singh

HON'BLE MR. JUSTICE SUDESH BANSAL

Order

10/11/2025

1. Appeal has come up on application (IA No.1/2023) moved by and on behalf respondent No.1-plaintiff, seeking to vacate the stay order dated 03.08.2022.
2. Vide order dated 03.08.2022, this first appeal was admitted for hearing and following interim stay order was passed:

"In the meanwhile and till further orders, the operation and execution of the impugned judgment and decree dated 11.07.2022 shall remain stayed with further direction that both parties shall maintain status quo as to lands bearing khasra No.434, measuring 28 aers at village Undhan, Tehsil Kaman, District Bharatpur, regarding alienation and possession, as it exists today."

3. Counsel for respondent No.1-plaintiff states that the land in question is in possession of plaintiff and he is being deprived to use the land in question *per contra* counsel for respondent-plaintiff submits that the present civil suit was a collusive between the plaintiff and defendant No.1, since defendant No.1 had transferred

the suit property to appellant-defendant No.2 through registered sale deed dated 20.06.2014 and appellant/defendant No.2 is in actual possession.

4. Having heard the counsel for both the parties, this Court does not find any good reason to vacate the stay order dated 03.08.2022. The rights of parties shall be finally adjudicated while hearing the first appeal on merits.

5. In that view, there is no reason to grant indulgence in the interim stay order at this stage, hence, the application filed by and on behalf of respondent No.1-plaintiff is hereby dismissed.

6. Interim stay order dated 03.08.2022 is made absolute.

7. Accordingly, stay application stands disposed of.

(SUDESH BANSAL),J