

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil First Appeal No. 874/2024

Sayar Devi D/o Shri Hanuman Jat, W/o Shri Kailash Choudhary,
-----Appellant

Versus

Hanuman S/o Late Shri Harbaksh,
-----Respondent

For Appellant(s)	:	None present
For Respondent(s)	:	Mr. Alok Chaturvedi for respondent No.3

HON'BLE MR. JUSTICE SUDESH BANSAL

Order

06/10/2025

None appeared on behalf of the appellant.

Appellant-plaintiff's suit for cancellation of sale deed dated 08.05.2019 executed in favour of respondent-defendant No.3- Rakesh Chaudhary has been rejected on merits, vide order dated 25.07.2024, by the Court of Additional District Judge No.8 Jaipur Metro-II, in exercise of powers under Order 7 Rule 11 CPC.

Heard.

Issue notice to the respondents.

On behalf of respondent No.3, counsel has put in appearance, accepts notice and submits that stay application was dismissed by the trial Court and the order was affirmed in Civil Misc. Appeal. Hence, notice be issued to remaining respondents.

Record of the trial Court has already been received.

On perusal of the prayer made by the appellant in the stay application herein, it appears that appellant has prayed to stay the operation and execution of the impugned order, which is



absolutely improper and unjust, since plaintiff's suit has been rejected.

In that view, the stay application is dismissed with liberty to file a fresh application, in case need so arises.

(SUDESH BANSAL),J