

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Special Appeal Writ No. 1258/2025

Mohan Lal S/o Birdhilal (Since Deceased)

----Appellant

Versus

Bhanwarlal S/o- Shri Ghansilal & Ors.

----Respondent

For Appellant(s)	:	Mr. Devkrishna Purohit, Adv.
For Respondent(s)	:	

HON'BLE THE ACTING CHIEF JUSTICE MR. SANJEEV PRAKASH SHARMA
HON'BLE MR. JUSTICE BALJINDER SINGH SANDHU
Order

10/11/2025

Learned counsel for the appellant has relied upon the judgment in the case of ***Punjab National Bank Vs. Atin Arora & Anr.***: SLP(C) No.15347-15348/2020 decided on 03.01.2025 and refers to Section 21 of Code of Civil Procedure. He submits that issues regarding maintainability and jurisdiction of the Revenue Court ought to have been taken at the first instance, however such objections were never raised by the respondents. In spite thereto, the learned Single Judge has proceeded to set aside the order passed by the Board of Revenue, which had been upheld at all the three levels to be without jurisdiction.

Issue notice to the respondents of the appeal as well of stay application, returnable by four weeks.

In the meantime, status quo shall be maintained.

(BALJINDER SINGH SANDHU),J

(SANJEEV PRAKASH SHARMA),ACTING CJ