

  
**HIGH COURT OF JUDICATURE FOR RAJASTHAN**  
**BENCH AT JAIPUR**

S.B. Civil Writ Petition No. 17284/2024

1. Shankar S/o Suresh Saini, R/o Mu. Po. Chomu, Tehsil Chomu, District Jaipur.
2. Banwari Saini S/o Suresh Saini, R/o Mu. Po. Chomu, Tehsil Chomu, District Jaipur.
3. Sushil Saini S/o Shri Suresh Saini, R/o Mu. Po. Chomu, Tehsil Chomu, District Jaipur.

-----Petitioners

Versus

1. Smt. Nathi Devi W/o Late Shri Radhakishan, R/o Chomu, District Jaipur.
2. Suresh Saini S/o Late Radhakishan Saini, R/o Chomu, Tehsil Chomu, District Jaipur.
3. Rampal S/o Late Radhakishan Saini, R/o Chomu, Tehsil Chomu, District Jaipur.
4. Suwalal S/o Late Radhakishan Saini, R/o Chomu, Tehsil Chomu, District Jaipur.
5. Raju S/o Shri Suwalal, R/o Chomu, Tehsil Chomu, District Jaipur.
6. Narendra S/o Suwalal, R/o Chomu, Tehsil Chomu, District Jaipur.
7. Shimbhu S/o Suwalal, R/o Chomu, Tehsil Chomu, District Jaipur.
8. Mukesh S/o Suwalal, R/o Chomu, Tehsil Chomu, District Jaipur.
9. Kalyan Sahay S/o Sujaram, R/o Chomu, Tehsil Chomu, District Jaipur.
10. Kailash S/o Kana, R/o Chomu, Tehsil Chomu, District Jaipur.
11. Kailash S/o Narayan, R/o Chomu, Tehsil Chomu, District Jaipur.
12. Govind Ram S/o Shri Chandaram, R/o Hathnoda, Tehsil Chomu, District Jaipur.
13. Chotu S/o Shri Mangya, R/o Chomu, Tehsil Chomu, District Jaipur.

14. Nanchuram S/o Sugalaram, R/o Chomu, Tehsil Chomu, District Jaipur.
15. Nanchi Devi W/o Shri Kana, R/o Chomu, Tehsil Chomu, District Jaipur.
16. Nathu S/o Badri, R/o Chomu, Tehsil Chomu, District Jaipur.
17. Nathuram S/o Balu, R/o Chomu, Tehsil Chomu, District Jaipur.
18. Nathuram S/o Shri Kana, R/o Chomu, Tehsil Chomu, District Jaipur.
19. Narayan S/o Baluram, R/o Chomu, Tehsil Chomu, District Jaipur.
20. Premdevi D/o Shri Kana, R/o Chomu, Tehsil Chomu, District Jaipur.
21. Babulal S/o Shri Kana, R/o Chomu, Tehsil Chomu, District Jaipur.
22. Munni Devi W/o Hanuman Sahay, R/o Chomu, Tehsil Chomu, District Jaipur.
23. Mahadev S/o Shri Mangya, R/o Chomu, Tehsil Chomu, District Jaipur.
24. Radheyshyam S/o Shri Kana, R/o Chomu, Tehsil Chomu, District Jaipur.
25. Ramkishore S/o Shri Kana, R/o Chomu, Tehsil Chomu, District Jaipur.
26. Ramlal S/o Shri Kana, R/o Chomu, Tehsil Chomu, District Jaipur.
27. Santosh D/o Shri Kana, R/o Chomu, Tehsil Chomu, District Jaipur.
28. Santosh Devi W/o Nathuram, R/o Chomu, Tehsil Chomu, District Jaipur.
29. Surajnarayan S/o Shri Mangilal, R/o Chomu, Tehsil Chomu, District Jaipur.
30. Suwalal S/o Shri Kana, R/o Chomu, Tehsil Chomu, District Jaipur.
31. Sitaram S/o Shri Narayan Lal, R/o Chomu, Tehsil Chomu, District Jaipur.
32. Hanuman S/o Mangya, R/o Chomu, Tehsil Chomu, District

Jaipur.

33. Kishna S/o Shri Dhanna, R/o Chomu, Tehsil Chomu, District Jaipur.
34. Goma S/o Shri Jadu, R/o Chomu, Tehsil Chomu, District Jaipur.
35. Chotu S/o Shri Mangya, R/o Chomu, Tehsil Chomu, District Jaipur.
36. Lali S/o Shri Badri, R/o Chomu, Tehsil Chomu, District Jaipur.
37. Tehsildar, Tehsil Chomu, District Jaipur.

-----Respondents

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| For Petitioner(s) | : | Mr. Amit Jindal with<br>Ms. Neetu Bhansali |
| For Respondent(s) | : |                                            |

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**HON'BLE MR. JUSTICE MAHENDAR KUMAR GOYAL**

**Judgment / Order**

**05/12/2024**

Learned counsel for the petitioners submits that the Court of Sub-Divisional Officer, Chomu, Jaipur has granted ad interim temporary injunction in their favour vide order dated 09.07.2021. However, in an appeal preferred thereagainst by the respondent No.1 with a delay of about three years, the Revenue Appellate Authority, Jaipur has, vide order impugned dated 12.08.2024, allowed it ex-parte without even issuing notice to them. He submits that taking benefit of the order dated 12.08.2024 vacating the interim order in their favour, the respondent No.1 has alienated the subject property.

Issue Notice confined to respondent No.1.

Office is directed to issue notice to the Revenue Appellate Authority, Jaipur to file an affidavit as to why appeal preferred

with a delay of about three years was entertained and allowed without even issuing notice to the respondents therein.

List the matter after four weeks as prayed.

Heard learned counsel for the petitioners on interim relief.

Taking into consideration the contentions advanced by him and material on record, this Court deems it just and proper to direct the parties to maintain status quo qua the subject property, till further orders.

(MAHENDAR KUMAR GOYAL),J