

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 7206/2017

Ramsukh Meena S/o Shri Harbax Meena

-----Petitioner

Versus

Ganesh S/o Shri Gopal Meena

-----Respondent

For Petitioner(s) : Mr. Krishna Verma for
Mr. Ishan Verma

For Respondent(s) : Mr. R.D. Meena (for respondent No.1)

HON'BLE MR. JUSTICE MANEESH SHARMA

Order

19/05/2026

1. Matter has come up for consideration of stay application No.5098/2026.
2. Learned counsel for the petitioner submits that the impugned order dated 06.09.2016 passed by the learned Additional Collector, suffers from perversity as the impugned *Patta* No.5 has been granted *dehors* the rules. He further submits that the right of the respondent to seek the *Patta* is held to be invalid qua the right of the petitioner as per judgment and decree dated 27.01.2017 in Civil Suit No.58/2012 titled as '*Ramsukh vs. Bhiwa Ram & Ors.*' and operation of the said judgment and decree has not been stayed by this Hon'ble Court, he therefore prays that the stay application may kindly be allowed.
3. Learned counsel for respondent No.1 vehemently opposes the submissions advanced by learned counsel for the petitioner and supports the impugned order dated 06.09.2016 as well as issuance of the *Patta* so granted.

4. Heard learned counsel for the petitioner and respondent No.1.
5. In view of the above, let notices be issued to the remaining respondents, returnable within six weeks.
6. Requisite PF and notices may be filed in two sets within a period of one week, and upon filing the same, one set will be sent by ordinary post and another by registered post.
7. Considering the submissions made hereinabove as well as the facts and circumstances of the case, the operation of the impugned order dated 06.09.2016 as well as grant of *Patta* No.5, issued in favour of the respondent, shall remain stayed.
8. List the matter after six weeks.

(MANEESH SHARMA),J