

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

S.B. Civil Writ Petition No. 20916/2025

Shriram S/o Laduram

----Petitioner

Versus

Biharilal Son Of Late Birdichand

----Respondent

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For Petitioner(s) : Mr. Mahendra Kumar

For Respondent(s) :

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**HON'BLE MR. JUSTICE BIPIN GUPTA**

**Order**

**16/03/2026**

1. The present writ petition has been filed assailing the order dated 02.08.2025, passed by learned Additional Civil Judge No.18, Jaipur Metropolitan-I, whereby the application of the plaintiff-petitioner under Order 7 Rule 14(3) CPC has been dismissed.
2. Learned counsel for the petitioner submits that by way of the said application, the plaintiff-petitioner wanted to take on record the judgment and decree dated 06.08.2024, passed in Civil Suit No.43/1996 titled as Birdhichand vs Rampal.
3. Learned counsel for the petitioner submits that the defendant-respondent in their reply in para 1, has specifically stated the fact regarding the said suit and thus, the pendency of the suit has been taken as defense by the defendant.
4. Therefore, he submits that the final decision in the suit is necessary for the purpose of adjudication of the dispute between the parties. Hence, learned counsel for the respondent submits that the learned Trial Court has committed illegality in rejecting the application filed under Order 7 Rule 14(3) CPC.

5. Heard.
6. Let notices be issued to the respondent No. 1 to 4. Rule is made returnable within four weeks.
7. In the meanwhile, further proceedings in Civil Suit No.63/2017 pending before the Court of Additional Civil Judge, No. 18, Jaipur Metropolitan, shall remain stayed till the next date of hearing.
8. This order will come into operation only after service on respondents is complete.
9. List this matter after four weeks.

**(BIPIN GUPTA),J**