

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

S.B. Civil Writ Petition No. 19905/2025

Abdul Rashid S/o Late Shri Abdul Karim

-----Petitioner

Versus

Abdul Wahid S/o Late Shri Abdul Karim

-----Respondent

For Petitioner(s) : Mr. Intjar Ali for
Mr. Yunus Khan

For Respondent(s) :

HON'BLE MR. JUSTICE BIPIN GUPTA
Order

19/12/2025

Learned counsel for the petitioner submits that vide order dated 17.10.2025, the learned trial court allowed the application filed by the plaintiff-respondent under Section 65 of the Indian Evidence Act. It is further submitted that the learned trial court permitted the photocopy to be read in secondary evidence without duly considering the settled position of law that a mere photocopy cannot be permitted to be read in secondary evidence.

Let notices be issued to the respondent.

List the matter after four weeks.

In the meanwhile, further proceedings in Civil Suit (CIS) No.291/2023, shall remain stayed, till the next date of hearing.

(BIPIN GUPTA),J