

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 20942/2025

Satyaprakash, S/o Late Gavrinandan

-----Petitioner

Versus

Mohammed Ishaq, S/o Chhote Khan, & Ors.

-----Respondents

For Petitioner(s) : Mr. J.P. Goyal, Sr. Adv. with
Ms. Ronak Bansal

For Respondent(s) :

HON'BLE MR. JUSTICE MANEESH SHARMA

Order

04/05/2026

1. While impugning the order dated 07.11.2025 passed by the learned Rent Tribunal, Dholpur, in Eviction Petition No.03/2022 titled as '*Satyaprakash vs. Mohammed Ishaq*', whereby the application filed by respondent Nos.2 to 10 under Section 21 of the Rent Control Act, 2001 read with Order 1 Rule 10 of CPC for being impleaded as a party to the eviction petition, was allowed, learned counsel for the petitioner submits that the petitioner-landlord had filed the said petition for rent and eviction against the tenant- *Mohd. Ishaq*.

2. Learned counsel for the petitioner submits that a civil suit No.06/2018 filed by the predecessor-in-title of the applicants has already been decided against late Natthe Khan vide judgment and decree dated 28.10.2021 and appeal against the said judgment and decree is still pending. He further submits that the present suit is based on tenancy rights and the same cannot be converted

into a title suit; even otherwise, the title suit is still pending adjudication, yet the learned Court below has allowed the application under Section 21 of the Rent Control Act, 2001 read with Order 1 Rule 10 of CPC; he accordingly prayed to setting aside the impugned order dated 07.11.2025.

3. Heard.

4. In view of the above, issue notice to the respondents, returnable within six weeks.

5. 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.

6. In the meanwhile, the effect and operation of the impugned order dated 07.11.2025 passed by the learned Rent Tribunal, Dholpur, in Eviction Petition No.03/2022, shall remain stayed.

(MANEESH SHARMA),J