

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Civil First Appeal No.1966/2025

Nagar Nigam Jaipur & Ors.

-----Appellants

Versus

M/s Khediya Construction Company

-----Respondent-Plaintiff

For Appellant(s) : Mr.Harish Chandra Khandpal, Adv.
For Respondent(s) : Mr.Shubham Saurabh, Adv. for
Mr.Vishnu Kumar, Adv.

HON'BLE THE ACTING CHIEF JUSTICE MR. SANJEEV PRAKASH SHARMA
HON'BLE MRS. JUSTICE SHUBHA MEHTA

Order

05/03/2026

1. Heard learned counsel for the parties on the application (IA No.1/2026) filed by the applicant-respondent seeking modification of the order dated 04.02.2026.
2. Learned counsel for the applicant-respondent submits that while this appeal was pending, the execution proceedings have been taken up wherein a demand draft has been offered by the appellant-Nagar Nigam to the respondent. Counsel submits that the demand draft amount should be deposited till the disposal of this appeal.
3. We are unable to accept such a contention.
4. The Nagar Nigam had preferred this appeal and by way of an interim order, the effect and operation of judgment passed by the Trial Court had been stayed. In view thereto, the execution proceedings would also remain stayed and therefore, there is no question of the amount of demand draft being encashed or deposited in the separate account.
5. The application (IA No.1/2026) is accordingly dismissed.

(SHUBHA MEHTA),J
Himanshu Soni/75

(SANJEEV PRAKASH SHARMA),ACTING CJ