

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

S.B. Civil First Appeal No. 191/2026

1. Late Shri Badri Prasad S/o Late Shri Ramsukh,  
(Deceased).
- 1/1. Smt. Sharda, W/o Late Shri Badri Prasad
2. Ashok S/o Late Shri Badri Prasad
3. Sunita D/o Late Shri Badri Prasad
4. Pikesh S/o Late Shri Badri Prasad
5. Vikas S/o Late Shri Badri Prasad,  
All Residing At Sihot Badi Tehsil, Dhod, District - Sikar,  
Rajasthan.

----Defendants/Appellants

Versus

1. Prabhudayal S/o Mukandram
2. Vijay Kumar S/o Mukandram
3. Girdhari S/o Mukandram  
All Residents Of Sihot Badi, Tehsil Dhod, District Sikar,  
Currently Residing At Ganeshgudhi, G.S. Road Holsale  
Market, Maan Bazaar, Guwahati - 6, District Kaamroop  
(M), Assam, India

----Plaintiffs/Respondents

4. Rajkumar S/o Late Shri Sitaram, R/o Sihot Badi, Tehsil  
Dhod, District Sikar, Currently Residing At D-1/4 Kesi  
Road, Calcutta
5. Vinod S/o Late Shri Sitaram, R/o Sihot Badi, Tehsil Dhod,  
District Sikar, Currently Residing At D-1/4 Kesi Road,  
Calcutta
6. Smt. Manju Devi W/o Agam Ji Agarwal D/o Late Shri  
Sitaram, R/o Sihot Badi, Tehsil Dhod, District Sikar,  
Currently Residing At D-1/4 Kesi Road, Calcutta
7. Mamta D/o Late Shri Sitaram, R/o Sihot Badi, Tehsil  
Dhod, District Sikar, Currently Residing At D-1/4 Kesi  
Road, Calcutta
8. Omprakash S/o Late Shri Kanhiyalal, R/o Sihot Badi,  
Tehsil Dhod, District Sikar, Currently Residing At D-1/4  
Kesi Road, Calcutta
9. Pappu S/o Late Shri Kanhiyalal, R/o Sihot Badi, Tehsil

Dhod, District Sikar, Currently Residing At D-1/4 Kesi Road, Calcutta

10. Kasharmal S/o Mukundram, R/o Sihot Badi Tehsil, Dhod, District - Sikar, Rajasthan Currently Residing At Tangla, Bapupada, District Udaalgudi (Btat), Assam

-----Proforma Respondents

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|-------------------|---|----------------------------------------------------------------------------------|
| For Appellant(s)  | : | Mr. G.P. Sharma, Adv.                                                            |
| For Respondent(s) | : | Mr. Ayush Sharma, Adv. for<br>Mr. Amit Kuri, Adv. (for respondent<br>Nos.1 to 3) |

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**HON'BLE MR. JUSTICE ASHUTOSH KUMAR**

**Order**

**23/04/2026**

1. Instant appeal has been filed by the defendants-appellants challenging the judgment and decree dated 09.10.2025 passed by learned Additional District Judge No.2, Sikar (hereinafter referred to as learned 'trial Court') in Civil Suit No.9/2016 filed on behalf of plaintiffs-respondents No.1 to 3 for declaration, partition and permanent injunction with regard to property in dispute wherein, the suit was decreed and a preliminary decree has been passed by learned trial Court.

2. Mr. Ayush Sharma, Adv. puts in appearance on behalf of Mr. Amit Kuri, Adv. as caveator on behalf of the respondents No.1 to 3.

3. Learned counsel for the appellants submits that during pendency of the suit, the order to maintain status quo was prevalent till final disposal of the suit, therefore, both the parties may be enjoined to maintain *status quo* with regard to property in dispute.

4. Issue notice to the respondents No.4 to 10 by both modes i.e. by ordinary course as well as by registered post, returnable on or before 13.07.2026. Requisites be filed within a period of one week.
5. List the matter on 13.07.2026.
6. Till the next date of hearing, both the parties are directed to maintain *status quo*, as it exists today, with respect to the property in dispute.

**(ASHUTOSH KUMAR),J**