

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



S.B. Civil Second Appeal No. 58/2026

1. Ambalal Jachak S/o Late Panna Ji,
2. Jora S/o Late Panna Ji,
3. Om Prakash S/o Late Anna Ji,
4. Praveen S/o Late Peerulal Ji,
5. Satyanarayan S/o Late Peerulal Ji,
6. Bhagchand S/o Late Laduram Ji,
7. Munnalal S/o Late Mana Ji,
8. Rajendra S/o Late Karmalal Ji,
9. Ramesh S/o Late Laduram Ji,
10. Mohan S/o Late Gulab Ji,
11. Bhagchand S/o Late Pratap Ji,
12. Sanjay S/o Late Ramlal Ji,
13. Sunil Kumar S/o Late Brijlal Ji,
14. Yogesh S/o Late Bhanwarlal Ji,
15. Prithviraj Bhati S/o Late Gordhan Ji Uriyat,
All Resident of Gram Makhupura, Nagar Nigam Ajmer Ka
Ward No. 37, Tehsil And District-Ajmer

----Appellants

Versus

1. Shankar Lal Adopted S/o Late Kalu Ji and Late Anni Devi,
and Biological S/o Late Moti Ji and Grandson of Late
Sawai Ji,
2. Moti S/o Late Sawai (Since Deceased), through his legal
heirs-
 - 2/1. Prahlad (Son),
 - 2/2. Ramchandra (Son),
 - 2/3. Shrawan (Son),
 - 2/4. Vikram (Son),
All resident of Shivji Mandir Ke Piche, Jachako Ka Mohalla,
Gram- Makhupura, Ward No. 37, Tehsil And District
Ajmer.
 - 2/5. Prem Devi W/o Late Lala Ji and Late Moti Ji, presently
resident of Gram-Nediya, Tehsil- Pushkar, District Ajmer.

3. Sukh Ram S/o Late Ratna Ji And Grandson of Late Sawai Ji,
4. Shanti W/o Late Hariram Ji,
5. Shivji S/o Late Hariram Ji,
All Resident of Shivji Mandir Ke Piche, Jachako Ka Mohalla, Gram- Makhupura, Ward No. 37, Tehsil and District Ajmer.
6. Ajmer Development Authority, Through Its Commissioner,
7. State of Rajasthan, Through Land Holder Tehsildar, Tehsil and District Ajmer.
8. District Collector, District Ajmer.
9. Sub-Registrar, Sub-Registrar Office, District Ajmer.
10. Mamta W/o Gyanchand and D/o Late Hariram,
11. Alka W/o Rajendra D/o Late Hariram,
12. Pooja W/o Namulam D/o Late Hariram,
All Resident of Shivji Mandir Ke Piche, Jachako Ka Mohalla, Gram- Makhupura, Ward No. 37, Tehsil And District Ajmer.
13. Gomi Devi W/o Bhagwan Singh, Resident of Khasra No. 744, Jachako Ka Shamshan, Gram- Makhupura, Nasirabad Road, District-Ajmer.
14. Jitendra Singh Rawat S/o Bhagwan Singh, permanent Resident of Jhutri, Gram Palra, presently residing at Khasra No. 744, Jachako Ka Shamshan, Gram- Makhupura, Nasirabad Road, District-Ajmer.

----Respondents

For Appellant(s) : Mr. Bhawani S. Saini
For Respondent(s) :

HON'BLE MR. JUSTICE MANEESH SHARMA

Order

25/02/2026

1. Learned counsel for the appellants submits that due to *bona fide* inadvertence, the appellants filed the present second appeal, challenging the order dated 04.10.2025 passed by the learned District Judge, Ajmer in Civil Misc. Appeal No.50/2025 and order dated 09.09.2025 passed by the learned Additional Civil Judge, Ajmer City East, Ajmer in Civil Misc. Case No.61/2024 (CIS No.331/2024) instead of filing civil writ petition as the matter relates to the disposal of the temporary injunction application. He further submits that the appellants seek permission to withdraw the present second appeal, with liberty to assail the impugned orders dated 04.10.2025 and 09.09.2025 by filing a writ petition.
2. Heard.
3. Considering the facts and circumstances of the case, the present second appeal is permitted to be withdrawn with the aforesaid liberty.
4. Accordingly, the present civil second appeal is dismissed as withdrawn.
5. The Registry is directed to return the *Vakalatnama* and certified copy of the impugned orders dated 04.10.2025 and 09.09.2025 to the appellants after retaining photocopy of the same.
6. The application (I.A. No.1/2026) stand dismissed as not pressed.
7. Any other pending application(s), if any, stand disposed of.

(MANEESH SHARMA),J