

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

S.B. Civil Writ Petition No. 15398/2024

1. Ramniwas Nain S/o Shri H.r. Nain, Aged About 60 Years, R/o Janewa Paschim, Tehsil Jayal, District Nagaur (Raj.)
2. Kumbharam Dholi S/o Sh. Shriram Dholi, Aged About 59 Years, R/o Janewa Pashchim, Tehsil Jayal, District Nagaur (Raj.)

----Petitioners

Versus

1. State Of Rajasthan, Through Secretary, Department Of Revenue, Government Of Rajasthan, Secretariat, Jaipur (Raj.)
2. Divisional Commissioner, Commissionerate Office, Ajmer (Raj.)
3. Sub Divisional Officer (Sdo), Jayal, District Nagaur (Raj.)
4. Tehsildar, Tehsil Jayal, District Nagaur (Raj.)
5. Shri Sukharam S/o Shri Jetha Ram, R/o Janewa Paschim, Tehsil Jayal, District Nagaur (Raj.)

----Respondents

For Petitioner(s) : Mr. Siddharth Bapna

For Respondent(s) :

HON'BLE MR. JUSTICE SUDESH BANSAL

Order

30/09/2024

1. Petitioners have raised only a grievance that their application under Order 1 Rule 10 CPC dated 25.07.2022 (Ann.6) is pending before the Divisional Commissioner, Ajmer, in Appeal/ LR-75/ No.2022/ 164, but same has not been heard and decided.
2. Counsel for petitioner has pointed out that in-fact the dispute is in respect of declaring a way by the Sub-Divisional Officer, Jayal Camp Court Adwad, on a misc. revenue application bearing

No.07/2018, vide order dated 04.06.2018 in exercise of powers under Sections 131, 132 and 136 of the Rajasthan Land Revenue Act, whereagainst Sukharam has filed an appeal before the Divisional Commissioner, Ajmer.

3. Having considered the limited grievance of petitioners, it is hereby observed that the Divisional Commissioner, Ajmer shall consider the application of petitioners, if pending, and decide the same, either prior to or at the time of deciding the appeal itself.

4. With the aforesaid observation, the present writ petition stands disposed of.

5. All pending application(s), if any, stand(s) disposed of.

(SUDESH BANSAL),J

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