



HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

S.B. Civil Writ Petition No. 1601/2020

Residence Of Firdos Colony, Pali, Kalu Colony, Pali, Sunder Nagar Pali, Malviya Nagar, Pali Dev Nagar, Pali, Habib Nagar, Pali, Mahadev Nagar, Pali, Krishna Nagar, Pali And Nearly Situated Residential Colonies Through Representatives- 1. Amjad Ali S/o Abbas Ali Aged About 31 Years By Caste Musalman, R/o Firdos Colony, Pali. 2. Liyakat Ali S/o Mohd. Hanif, Aged About 32 Years, By Caste Musalman, R/o Firdos Colony, Pali.

-----Petitioner

Versus

1. Krishan Kumar Vyas S/o Laxmikant Vyas, By Caste Brahmin R/o College Road, Falna, Tehsil Bali, District Pali.
2. Kiran S/o Dr. Krishan Kumar Vyas, By Caste Brahmin R/o College Road, Falna, Tehsil Bali, District Pali.
3. Mohd. Yusuf S/o Gaffur Ji Chipa, By Caste Musalman R/o Sipahiyo Ka Bas, Pali Other R/o Busi Ki Gali, Pali.
4. Mohd. Yakub S/o Gaffur Ji Chipa, By Caste Musalman R/o Sipahiyo Ka Bas, Pali Other R/o Busi Ki Gali, Pali.
5. Municipal Council, Pali Through Commissioner, Municipal Council, Pali.
6. State Of Rajasthan Through District Collector, Pali.

-----Respondents

For Petitioner(s)	:	Mr. N.S. Rajpurohit
For Respondent(s)	:	

HON'BLE MR. JUSTICE ARUN BHANSALI

Order

04/02/2020

It is submitted by learned counsel for the petitioner that the trial court closed the evidence of the petitioner by order dated 14.01.2020.



It is submitted that though opportunity was granted, however, very short dates were fixed. It is prayed that the petitioner may be accorded one more opportunity.

In view of the submissions made, issue notice. Issue notice of stay application as well. Both the notices are made returnable within a period of three weeks.

Notices when issued be given 'dasti' to counsel for the petitioner.

In the circumstances of the case, on the next date fixed before the trial court i.e. 10.02.2020 if the petitioner produces all his witnesses alongwith affidavits in lieu of examination in chief and pays a cost of Rs. 3,000/- to the counsel for the defendants, the statements of the witnesses would be recorded by the trial court.

In case the cost is not accepted, further proceedings in Civil Original Suit No. 197/2015 shall remain stayed.

In case the petitioner fails to produce affidavit and witnesses and/or pay the costs, no further opportunity shall be granted to the petitioner.

(ARUN BHANSALI),J

59-AK Chouhan/-

सत्यमेव जयते