HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil First Appeal No. 270/1998
CNR: RJHC020033491998 | URN: CFA / 442U / 1998

Smt Bhanwari Devi Rawat wife of Shri Shyam Mohan Rawat, R/o House No.535, Gokul Mishra Ka Darwaja, Hanuman Ka Rasta, Chowkari Vishvesharji, Jaipur

----Appellant

Versus

M/s Jaipur Auction House, M.I. Road, Jaipur through its Partner Shri Yogendra Goyal.

----Respondent

For Appellant(s)	:	Ms. Prachi Saini for Ms. Suruchi Kasliwal
For Respondent(s)	:	Mr. Shubham Kumar Sharma for Mr. R.K. Agarwal, Sr. Advocate

---

HON'BLE MR. JUSTICE MANEESH SHARMA

Order

23/07/2026

1. The present appeal has been filed by the appellant challenging the judgment and decree dated 13.04.1998 passed by the learned Additional District and Sessions Judge No.5, Jaipur City in Civil Suit No.25/82, whereby the suit filed by the appellant for eviction was dismissed.

2. At the outset, learned counsel for the respondent submits that during pendency of the present appeal, the respondent-tenant has already handed over the possession of the suit property to the appellant-landlord, therefore, the present writ petition has become infructuous.

3. The said fact has not been seriously refuted or controverted by learned counsel for the appellant-landlord.

4. In view of the above, the present first appeal is dismissed as having been rendered infructuous.

5. However, the appellant shall at liberty to move an appropriate application for revival of the present appeal, if the aforesaid statement is found to be untrue or if any cause of action still survives, subject to the applicable period of limitation.

6. All other pending application(s), if any, stands disposed of.

(MANEESH SHARMA),J

SOURAV/170