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

S.B. Civil Contempt Petition No. 1137/2026
CNR: RJHC020630702026 | URN: CCP / 1190U / 2026
In
S.B. Civil First Appeal No. 438/2009

Kailash Chand S/o Shri Makkhan Lal, Aged About 65 Years, Resident Of Village Achrol, Tehsil Amer, District Jaipur, (Rajasthan).

----Petitioner

Versus

1. Smt. Susheela Devi, W/o Late Dr. Mahesh Kumar, Resident Of Rahul Nursing Home, Opposite Pwd Chowki, Village Ani, Tehsil Amer, District Jaipur.
2. Kumari Priyanka D/o Late Dr. Mahesh Kumar, Resident Of Rahul Nursing Home, Opposite Pwd Chowki, Village Ani, Tehsil Amer, District Jaipur.
3. Kumari Monika D/o Late Dr. Mahesh Kumar, Resident Of Rahul Nursing Home, Opposite Pwd Chowki, Village Ani, Tehsil Amer, District Jaipur.
4. Kumari Sonika D/o Late Dr. Mahesh Kumar, Resident Of Rahul Nursing Home, Opposite Pwd Chowki, Village Ani, Tehsil Amer, District Jaipur.
5. Rahul S/o Late Dr. Mahesh Kumar, Resident Of Rahul Nursing Home, Opposite Pwd Chowki, Village Ani, Tehsil Amer, District Jaipur.
6. Vikas S/o Late Dr. Mahesh Kumar, Resident Of Rahul Nursing Home, Opposite Pwd Chowki, Village Ani, Tehsil Amer, District Jaipur.

----Respondents

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For Petitioner(s) : Mr. Mamraj Jat
For Respondent(s) :

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**HON'BLE MR. JUSTICE ASHOK KUMAR JAIN**

**Order**

**28/10/2026**

1. Instant Civil Contempt Petition is preferred by the petitioner/decree holder to implement and execute judgment and decree dated 29.04.2009 in Civil Suit No. 21/2004 (104/2004) passed by learned Additional District Judge (Fast Track No. 2) Jaipur, District Jaipur which was affirmed by this Court on 16.02.2024.

2. While affirming the decree and dispose of the First Appeal No. 438/2009, this Court has directed the Trial Court to execute the decree dated 29.04.2009.

3. The grievance of the petitioner-decree holder is that neither the Trial Court is executing the decree in accordance with the terms of decree nor non-petitioners/contemnors are handing over the possession to the decree holder.

4. Having considered aforesaid, the counsel for petitioner offers to withdraw the contempt petition with liberty to pursue the Trial Court for expeditious execution of the judgment and decree.

5. Present contempt petition is disposed of with liberty as aforesaid.

6. The Trial Court is directed to ensure that the pending execution be considered on priority basis and if any application for speedy execution is filed, same be considered and the decree be executed as per terms of order dated 16.02.2024.

7. The Contempt Petition stands disposed of with pending application(s), if any.

(ASHOK KUMAR JAIN),J

DA-22/ANAND