

HIGH COURT FOR THE STATE OF TELANGANA

MAIN CASE: C.R.P.Nos.2546, 2474 and 2487 of 2024

PROCEEDING SHEET

Sl. No.	DATE	ORDER	OFFICE NOTE
	19.08.2026	<u>GPK, J</u> The revision petitioner is the defendant and the respondents are the plaintiffs in O.S.No.773 of 2015 on the file of learned I Additional Senior Civil Judge, Malakgiri, for declaration of title and recovery of possession by removing structures. Pending suit, the petitioner-defendant filed I.A.No.469 of 2024 under Order VII Rule 11 (a) & (d) of the Code of Civil Procedure, 1908, seeking to reject the plaint on the ground that there is no cause of action and the claim of the respondents-plaintiffs is barred by limitation. The learned trial Court upon considering the material available on record, dismissed the said petition. Heard learned counsel for both parties. During the course of arguments, learned counsel for the respondents placed reliance on the judgment of the Hon'ble Supreme Court in Sopanrao and another v. Syed Mehmood and others (2019) 7 Supreme Court Cases 76) and also drawn the attention of this Court to Article 58 of the Limitation Act, 1963 (for short, Act, 1963'), wherein to obtain any other declaration the limitation is 3 years. Further, Article 65 of the Act, 1963, for possession of immovable property or any interest therein based on title, the limitation prescribes 12 years.	