

M/s Sanya Enterprises Vs. Roshan Lal and Ors.

CR No.8 of 2025

05.01.2026 Present: Mr. Ajay Sharma, Sr. Advocate with Mr. Tarun Brakta, Advocate, for the petitioner.

Respondent No.1 proceeded against ex parte vide order dated 21.07.2025.

Mr. B.N. Sharma, Mr. Diwakar Dev Sharma and Mr. Raj Kumar Negi, Addl. Advocates General with Mr. Manish Thakur, Dy. Advocate General, for respondent No.3/State.

Mr. Arvind Sharma, Advocate, for respondent No.4.

Mr. Gaurav Thakur, Advocate, vice Mr. Rajesh Parmar, Advocate, for respondents No.5 to 8.

Learned counsel for respondent No.4 has raised an issue of maintainability of the present revision petition. He submits that in the case at hand application filed under Order 7 Rule 11 CPC seeking rejection of plaint has been allowed and in view thereof plaint stands rejected. According to him, the rejection of the plaint is a decree, in terms of Section 2 sub-Section 2 of the CPC. In view thereof, he contends that an appeal would be maintainable and not the present revision petition.

Faced with the aforesaid, learned Senior Counsel appearing on behalf of the petitioner seeks time.

List on **07.01.2026**.

(Bipin C. Negi)
Judge

05th January, 2026
(Gaurav Rawat)