



IN THE HIGH COURT OF KARNATAKA AT BENGALURU
DATED THIS THE 18TH DAY OF AUGUST, 2025
BEFORE
THE HON'BLE MR. JUSTICE M.NAGAPRASANNA
WRIT PETITION NO. 8693 OF 2025 (GM-CPC)

BETWEEN:

1. SRI VIBHISH PAREKH
S/O.LATE. SRI. VINOD KUMAR,
AGED ABOUT 36 YEARS,
R/AT NO.20, MANPHO HOUSE,
3RD CROSS, GANDHINAGAR,
BENGALURU - 560 009.
2. SRI. DINESH CHAND
S/O LATE MANGI LAL
AGED ABOUT 59 YEARS,
RESIDING AT, #20, 3RD CROSS,
GANDHI NAGAR, BENGALURU-560009.

...PETITIONERS

(BY SRI. VENKATESH R BHAGAT., ADVOCATE)

AND:

1. SRI KRISHNAPPA
S/O LATE RACHAPPA,
AGED ABOUT 76 YEARS,
R/AT, NO.848A,
HEBBALA VILLAGE,
KASABA HOBLI,
BANGALORE NORTH TALUK,
BANGALORE DISTRCIT-560 024.
2. SRI. MOHAN. K,
S/O. SRI. R. KRISHNAPPA,
AGED ABOUT 51 YEARS,





R/AT NO.7, 2ND CROSS,
SUMANGALI SEVASHRAMA ROAD,
HEBBAL,
BENGALURU DISTRICT - 560024.

3. SRI. G.BHAGCHAND
S/O LATE GWEARCHAND,
AGED ABOUT 57 YEARS,
NO.76, KILARI ROAD,
BANGLORE-560 053.
4. SRI. B.NARAYANA SWAMY
S/O M.BACHE GOWDA,
AGED ABOUT 56 YEARS,
RESIDING AT,
MUDDANAYAKANAHALLI,
DEVANAHALLI TALUK,
BANGALORE RURAL DIST.-562110.

...RESPONDENTS

THIS WRIT PETITION IS FILED UNDER ARTICLE 227 OF THE CONSTITUTION OF INDIA PRAYING TO CALL FOR RECORDS PERTAINING TO IMPUGNED ORDER DATED 30.11.2024 PASSED ON I.A.NO.5 FILED UNDER ORDER VII RULE 11(A) AND (D) OF CPC BY THE LEARNED LXV ADDL. CITY CIVIL AND SESSIONS JUDGE AT BENGALURU (CCH-66) IN OS NO 4584/2021, AT ANNEXURE-A AND QUASHING IMPUGNED ORDER DATED 30.11.2024 PASSED IN OS NO 4584/2021, ON I.A.NO.5 FILED UNDER ORDER VII RULE 11(A) AND (D) OF CPC BY THE LEARNED LXV ADDL. CITY CIVIL AND SESSIONS JUDGE AT BENGALURU (CCH-66), AT ANNEXURE-A BY ALLOWING ABOVE WRIT PETITION AND TO ALLOW THE IA AND REJECT THE PLAINT AS BARRED BY LIMITATION AND ETC.

THIS PETITION, COMING ON FOR ORDERS, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE M.NAGAPRASANNA



ORAL ORDER

The petition calls in question the order rejecting the application under Order VII Rule 11(a) and (d) of Code of Civil Procedure. The order is revisable and therefore, the petition under Article 227 of the Constitution of India would not be maintainable. The petitioner is permitted to convert the subject petition to a civil revision petition.

2. For statistical purpose, the petition stands ***disposed.***

**Sd/-
(M.NAGAPRASANNA)
JUDGE**

SSD
List No.: 1 Sl No.: 269