



IN THE HIGH COURT OF KARNATAKA

KALABURAGI BENCH

DATED THIS THE 25TH DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE MR. JUSTICE PRADEEP SINGH YERUR

CIVIL REVISION PETITION NO.200012 OF 2026 (IO)

BETWEEN:

MOHD GALIB PASHA
S/O ABDUL KAREEM,
AGE: 78 YEARS, OCC: BUSINESS,
R/O PLOT NO.98, OLD JEWARGI ROAD,
OPP. GANESH NURSING HOME,
KALABURAGI-585102.

...PETITIONER

(BY SRI RAMCHANDRA K., ADVOCATE)

AND:

M/S S. R. CONSTRUCTION REGD.
PARTNERSHIP FIRM NO.
NO.GLB-F213-2008-09,
REGD. OFFICE AT C-1 AND C-2,
S.K. TOWERS STATION, KALABURAGI,
REPRESENTED BY ITS MANAGING PARTNER,
MOHD SHAFEEQ UR REHMAN
S/O MOHD ABDUL REHMAN,
AGE: 48 YEARS, R/O FLAT NO. T(B),
BLOCK THIRD FLOOR,
DR. ABID S.R. RESIDENCY,
OPP. DR. L.S. RATHID HOSPITAL,
OLD JEWARGI ROAD, KALABURAGI-585102.

...RESPONDENT





THIS CIVIL REVISION PETITION IS FILED UNDER SECTION 115 OF CPC, PRAYING TO CALL FOR THE RECORDS BY SETTING ASIDE THE IMPUGNED ORDER PASSED BY THE PRINCIPAL DISTRICT AND SESSIONS JUDGE AT KALABURAGI IN COMMERCIAL O.S.NO.33/2025. B) ALLOW THE REVISION PETITION AND CONSEQUENTLY REMAND THE MATTER TO THE TRIAL COURT IN COMMERCIAL O.S.NO.33/2025 ON THE FILE OF THE PRINCIPAL DISTRICT AND SESSIONS JUDGE AT KALABURAGI.

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

CORAM: HON'BLE MR. JUSTICE PRADEEP SINGH YERUR

ORAL ORDER

Heard learned counsel for the petitioner.

2. The challenge in the present petition is to the order passed on I.A. No.I by the Commercial Court, whereby the application filed by defendant No.I under Order VII Rule 11(a) of the Code of Civil Procedure was allowed. As per Section 8 of the Commercial Courts Act, there is a clear bar in filing the Civil Revision Petition against any interlocutory order of the Commercial Court.



The present petition filed by the petitioner challenging the order passed by the Commercial Court, allowing the application filed by defendant No.1 under Order VII Rule 11(a) of CPC would not be maintainable. Therefore, the objection raised by the registry is sustained. This petition is dismissed as not maintainable. However, liberty is reserved to the petitioner to challenge the said order in accordance with law before the appropriate forum.

Sd/-
(PRADEEP SINGH YERUR)
JUDGE

RSP
LIST NO.: 2 SL NO.: 8
CT:SI