

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Revision Petition No. 268/2024

Anoop Agarwal S/o Shri Prem Narayan Agarwal

-----Petitioner

Versus

Shankar Lal Meena S/o Sh. Raghunath Meena

-----Respondent

For Petitioner(s) : Mr. Ram Singh Gurjar

For Respondent(s) :

HON'BLE MR. JUSTICE ASHOK KUMAR JAIN

Order

29/01/2025

1. Aggrieved from dismissal of application under Order 7 Rule 11 CPC on 23.05.2024 in civil suit No. 157/2024 passed by learned Additional Civil Judge No. 18, Jaipur Metro-I (Headquarter Sanganer), instant revision petition is preferred by petitioner-defendant No.1.
2. Learned counsel for petitioner has referred plaint of previous suit No. 3/2022 filed by respondent No.1 before learned Additional District Judge No.11, Jaipur Metro-I (Headquarter Sanganer) and submits that in said suit an application under Order 7 Rule 11 CPC was filed by present petitioner and his application was allowed on 13.01.2023 and civil suit was rejected under Rule 11(d) of Order 7 CPC. He further submits that aggrieved from rejection of civil suit, S.B. C.F.A. No. 354/2023 is filed before this Hon'ble Court which came for consideration before this Hon'ble Court on 19.01.2024 and the Court has refused for injunction. He further submits that after failed in first civil suit, the same plaintiff has filed a suit for

injunction before learned Additional Civil Judge wherein the Trial Court has dismissed his application.

3. Having considered aforesaid, issue notice to respondent No.1.
4. Additional set be issued through registered speed post.
5. Service upon respondent Nos. 2 and 3 is dispensed with at the request of learned counsel for petitioner.
6. Considered stay application.
7. The proceedings in civil suit No. 157/2024 shall remain stayed till next date of hearing.
8. List this matter on 11.03.2025.

(ASHOK KUMAR JAIN),J