

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Revision Petition No. 355/2024

Shri Panchmukhi Kripashankar Mahadev Mandir Samiti

-----Petitioner

Versus

Rajendra Sharma S/o Late Shri Kailash Sharma,

-----Respondent

For Petitioner(s) : Mr. Manish Saini

For Respondent(s) :

HON'BLE MR. JUSTICE ASHOK KUMAR JAIN

Order

16/01/2025

1. Aggrieved from dismissal of application under Order 7 Rule 11 CPC read with Section 151 CPC on 26.09.2024 in civil suit No. 112/2024 passed by learned Additional Civil Judge No.3, Jaipur Metro-I, instant revision petition is preferred by petitioner-defendant.
2. Learned counsel for petitioner has submitted additional documents under Section 151 of CPC and same shall be considered at the time of final adjudication of the matter.
3. The counsel for the petitioner submits that without compliance of order 1 Rule 8 CPC, learned Trial Court has registered a suit and after registration no compliance was made by the plaintiffs. He further submits that a similar suit was filed by same plaintiffs and same was dismissed in default on 28.04.2016. He further submits that the plaintiff has no cause of action to file the instant suit as same is barred by law.
4. Having considered aforesaid, issue notice to respondent Nos. 1 and 2.

5. Additional set be issued through registered speed post.
6. Considered stay application.
7. The proceedings before the trial court shall remain stayed till further orders.
8. List this matter on 18.02.2025.

(ASHOK KUMAR JAIN),J

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