IN THE HIGH COURT FOR THE STATE OF TELANGANA

FRIDAY, THE THIRTIETH DAY OF AUGUST
TWO THOUSAND TWENTY FOUR

PRESENT

THE HONOURABLE SRI JUSTICE P.SAM KOSHY

CIVIL REVISION PETITION NO: 2327 OF 2024

Petition Under Article 227 of the constitution of India against the Order dated 08.07.2024 Passed in IA.No.714 of 2023 in OS No 252 of 2023, on the file of the IV Additional Senior Civil Judge, Ranga Reddy District at L.B. Nagar

Between:

1. Sri P.V.V.S.N. Murthy, S/o.Late Adinarayana Murthy, Aged about 53 years, Occ. Business, R/o. Flat No. E2, Eureka Court, Ameerpet, Hyderabad-500073.
2. Nalini, W/o Tulsiram, Aged about 50 years, Occ. Business, R/o. Flat No. E2, Eureka Court, Ameerpet, Hyderabad-500073.
3. Valluripalli Chaitanya Arun Prakash, S/o V. Sambasiva Rao, Aged about 39 years, Occ. Business,R/o. H.No. 10/154-d417-1, Santhi Nagar, Near E-Seva,Gudivada, Krishna, Andra Pradesh-521301.

...Revision Petitioners/Defendants

AND

M/s. Gateway Builders (Pvt) Ltd., Rep by its Director A.N.V.Prasad Aged about 49, Having its office at TRT 22, Vidyanagar, Hyderabad, R/o. Plot No.7-92/1, M.R.Palli, Shanthinagar, Tirupathi (Urban), Chittoor District, Andhra Pradesh -517502.

...Respondent/Plaintiff

IA NO: 1 OF 2024

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to grant a stay on all further proceedings in O.S. No. 252 of 2023 before the IV Additional Senior Civil Judge, Ranga Reddy District at L.B. Nagar, pending disposal of the above revision petition.

Counsel for the Petitioner : **Sri R.S.Sravan Kumar**

Counsel for the Respondents : - - -

The Court made the following : **ORDER**

THE HONOURABLE SRI JUSTICE P.SAM KOSHY

CIVIL REVISION PETITION No.2327 of 2024

ORDER:

The present Civil Revision Petition under Article 227 of the Constitution of India has been filed by the petitioners assailing the order dated 08.07.2023 in I.A.No.714 of 2023 in O.S.No.252 of 2023 passed by the IV Additional Senior Civil Judge, Ranga Reddy District at L.B. Nagar.

2. Heard Mr. R.S.Sravan Kumar, learned counsel for the petitioner.

3. Vide the impugned order; the Court below had dismissed the petition filed by the petitioners herein under Order VII Rule 11 of CPC seeking to reject the plaint and impose exemplary costs against the respondent / plaintiff.

4. Having perused the order passed by the Court below, this Court is of the firm view that the view taken by the Court below while dismissing the petition under Order VII Rule 11 of CPC does not seem to be in any manner erroneous or bad in law for the reason that the findings of the Court below is strictly in accordance with the averments made in the plaint and while deciding the petition under

Order VII Rule 11 of CPC, it is only the contents of plaint which is material and not the pleadings. Therefore, this Court does not find any strong case made out by the petitioners calling for an interference to the impugned order passed by the Court below.

5. Accordingly, the present Civil Revision Petition stands rejected. No costs.

6. As a sequel, miscellaneous petitions pending if any, shall stand closed.

Sd/- C. PRAVEEN KUMAR
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The IV Additional Senior Civil Judge, Ranga Reddy District at L.B. Nagar.
2. One CC to Sri R.S.Sravan Kumar, Advocate [OPUC]
3. Two CD Copies

Svs/DL

pmq.

HIGH COURT
DATED:30/08/2024

ORDER

CRP.No.2327 of 2024

REJECTING THE CRP

(S) PMG
19/10/24.