

CR 111599/22 - A2 -
21/10/22

Srinivas
Plaintiff

Order Sheet
IN THE COURT OF PRL. CITY CIVIL AND SESSIONS JUDGE, BENGALURU

FR No. : O.S./8/2022

Registration No. : O.S./40/2022

Annexure A - Page 1

Plaintiff Vs Defendant O.S. 40/2022

1) SRINIVAS S DEVATHI

- 1) LEGAL AND TREATIES DIVISION
- 2) SUMMITS DIVISION
- 3) UNES (UNITED NATIONS ECONOMIC AND SOCIAL) DIVISION
- 4) PROTOCOL DIVISION
- 5) DIRECTOR GENERAL AND INSPECTOR GENERAL OF POLICE
- 6) INSPECTOR OF POLICE

Nature of Case :

INTELLECTUAL PROPERTY RIGHTS

Provision of Law :

U/o VII Rule 1 of CPC sec 86,75

Advocate for Plaintiff Sri./Smt. :

Party-in-person.

Date of Filing :

03-01-2022

Date of Registration :

03-01-2022

Relief :

PRAYS TO IN THE INTEREST OF INDIA ECONOMIC GROWTH TO ELIMINATE POVERTY IN INDIA, TO ALLOW ME TO BUILD THE WORLD LARGEST TREASURY OF WEALTH IN INDIA IN EATHLINGS CURRENCY TO DELIVER REAL INDEPENDENCE AND FREEDOM TO ALL 192 WORLD COUNTRIES TO ALLOW ME TO TAKE LAWSUITS O.S. No. 2487/2021 AND O.S. No. 2486/2021 TO CONCLUSION, TO ALLOW ME TO EXECUTE THE 62 SALE AGREEMENTS FOR THE SAKE OF JUSTICE AND EQUITY BY ORDERING DEFENDANT 1 TO LEGALLY VERIFY AND VALIDATE TO ME AND THIS HONBLE COURT THAT NO PERSON / PARTY / DEFENDANTS LISTED IN DOCUMENT No.2 HAVE ATTEMPTED ANY NEGATIVE TACTICS AGAINST ME AT UNITED NATIONAL SECRETARIAT. UPON THEIR VERIFICATION TO GIVE A REPORT TO ME AND THIS HONBLE COURT AND AS PRAYED IN THE PLAINT.

Date of Cause of action :

Receipt No.	Purpose and Mode	Bank Name	Amount
44258/2021-2022 03-01-2022	Court Fee on Plaint DD	SBI	5000.00

CAO/CMO

Registered and made over this case to CCH- court for disposal according to law.

Office Note:-

10

PRL. CITY CIVIL AND SESSIONS JUDGE
BENGALURU

① Legal notice u/s 80(2) of CPC not filed against Defts No.

② Defendants copies not furnished

③ Process fee not paid



03/01/2022

P- Party-in-person
- for compliance of office objection

Plaintiff in present and prays time to comply office objection.
Call on : 04.01.2022.

XVIII Addl. CC & SJ, Bengaluru.

04/01/2022

P- Party-in-person
- for compliance of office objection

Plaintiff present prays time to comply office objection.
Call on : 14.01.2022.

XVIII Addl. CC & SJ, Bengaluru

14/01/2022

P- Party-in-person
- for compliance of office obj.

Case called.
In view of the SOP passed by the Hon'ble High Court of Karnataka dated 04.01.2022 matter is adjourned.
Call on : 17.01.2022.

XVIII Addl. CC & SJ, Bengaluru



17/01/2022

P- Party-in-person
- for compliance of
office objection

IA-1
U/S 80(2) CPC

Plaintiff/Party-in-person is present filed **IA No.1** U/Sec 80 (2) of CPC.
Heard on IA.

In view of the SOP passed by the Hon'ble High Court of Karnataka dated 04.01.2022 matter is adjourned.

For orders by :
18.01.2022.

XVIII Addl. CC & SJ, Bengaluru

18/01/2022

P- Party-in-person
- for orders.

IA in person present

In this case, before passing order on I.A.No.1 it is just and necessary to hear further. Because question of maintainability is involved in the above suit. Hence case is reopened for further hearing.
Call on 25.1.2022

(NAGARAJAPPA. A.K)

XVIII Addl. City Civil Judge,
Bengaluru.

25/01/2022

P- Party in person
- for F. Hearing

Party-in-person/ plaintiff is present.

Heard on IA partly.
To hear further hearing on IA by : 28.01.2022.

XVIII Addl. CC & SJ, Bengaluru



(4)

45 - 02.40/2022

28/01/2022

P- Party-in-person

- for F. Hg. on I.A.

Party-in-person/
plaintiff is present and filed
memorandum of production
of addl documents.

This mater is taken-up
for hearing on
maintainability and orders
on IA No.1.

Heard argument by
plaintiff.

For orders by :
31.01.2022.

31/01/2022

P- Party-in-person

- For orders

XVIII Addl. CC & SJ, Bengaluru

On considering the facts and
circumstances of the case and
considering the nature of the suit, as
well as the relief prayed by the
plaintiff in this case, the question of
maintainability of suit is involved.
Since the office has registered this
suit, hence it is just and necessary to
issue summons to the defendants
subject to hear on maintainability of
the suit as well as on I.A.No.1, after
appearance of the defendants.

Hence, issue suit summons and
I.A.No. notice to the defendants
R/by 23.2022 after furnish PF & copy
Office of SJ

(NAGARAJAPPA A.K)

XVIII Addl. City Civil Judge,
Bengaluru.

Warrant of DPP-96/-
@ 4/2

09/02/2022

Plf. has filed IA U/S.151 of CrP

praying to advance the

hearing of the case.

Hence file is put up.



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OS.40/2022

Case advanced.

Plaintiff/party in person filed application U/O 5 rule 9(A) (1) of CPC and also filed two memorandums with some documents.

Heard on application.

For orders by :
11.02.2022.

XVIII Addl. CC & SJ, Bengaluru

11/02/2022

p- Party-in-person
- for orders

**Orders on Memorandum of Facts
filed by the plaintiff in person
Under Order 5 Rule 9-A(1) of CPC**

Heard and perused the memorandum of fact. In this case, after hearing the argument by the plaintiff and considering the nature of the suit and relief sought by the plaintiff, this court passed an order on 31.1.2022 to issue suit summons to the defendants subject to hearing on maintainability of the suit as well as I.A.No.1 after appearance of the defendants. Now plaintiff has filed this memorandum of fact seeking to amend the court order dtd.31.1.2022 that the suit is



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-47-

08.40/2022

maintainable and issue suit summons to the defendants by speed post, air mail as appropriate.

When this court already come to the conclusion that after appearance of the defendants the above suit will be taken up for hearing on maintainability and hence question of amendment of the order dtd.31.1.2022 as prayed by the plaintiff in the memorandum of facts does not arise. Moreover, the reasons stated by the plaintiff in the above memorandum of facts are not satisfied.

However suit summons can be issued through speed post or air mail or by RPAD. But not by hand to serve the summons to the defendants through plaintiff. Because plaintiff is in person conducting the suit and considering the nature of the suit and status of the defendants, it is necessary to issue suit summons to the defendants through court or by RPAD, or Speed Post or by Air Mail.

Hence, the IA., memorandaum of facts filed by the plaintiff in person is hereby rejected.

Re-issue suit summon, IA.notice to the defendants through court or Speed post, or RPAD, or Air Mail if PS and necessary process paid by the plaintiff

Call on 2.3.2022


(NAGARAJAPPA. A.K)

XVIII Addl.City Civil Judge,
Bengaluru.

AK 2



02/03/2022

P- party in person

- SS not setd.

Case called out.
Plaintiff called out absent.
Sri.BS advocate filed memo
of appearance for D-1.
Await summons of
remaining defendants.
For WS and objection to
IAs by D-1.
Returnable by 05.04.2022.

05/04/2022

P- party in person

D1 - B.S

For WS & obj to IA - D-1
SS

- SS of D2 to 6 not setd.

XVIII Addl. JC & SJ, Bengaluru.

filed p. client's
detas. No reply.
Await- Ss to defendant
No 2 to 6, and respond
objection of defence.

By 09/06
[Signature]

09/06/2022

P- Party in person

D1 - B.S.

- for W.S. & Obj. to D1

- SS of D2 to 6

Trans
P.O. IS ON LEAVE. ADJ. TO

[Signature]
I/C ACCT. B'lore

17/8/22



17/08/2022

p- parti in person

D1 - B S

For int- & obj to D-1

SS of D2 TO D6 not detd.

Case called out.

Plaintiff Srinivas S Devati present and filed memorandum U/o 5 Rule 3(1) of Civil procedure.

Learned advocate for defendant no.1 prays time to file objections to the said memorandum.

My learned predecessor in office as per order dt. 31.01.2022 observed that before passing order on IA no.1 it is just and necessary to issue summons to all the defendants and hearing of the Plaintiff on maintainability of the present suit.

On perusal of valuation slip it is also found that suit is not properly valued and it is not explained how the suit is valued at Rs. 10,000/- and court fee is paid.

Hence hearing on maintainability of the suit, valuation of the suit as well as proper parties to the suit and objections to memorandum of application and to take steps against defendant no.2 to 6 by 30.08.2022.

XVIII ACC & SJ, Bengaluru.



30/08/2022

P- Party in person
D1-B.S.

- For w.s. & Obj. of D1,
- Obj. to memorandum
ulo. v Rule 3 of CPC
- For steps to D2 to 6 &
hearing on maintainability
of suit

Case called out.
Plaintiff filed a memo
with two documents.
Heard argument on
maintainability of suit.
Orders by 19.09.2022.

XVIII ACC & SJ, Bengaluru.

19/09/2022

P- Party in person
D1-B.S.

- for orders on
maintainability of suit

Orders not ready.
Orders by 26.09.2022.

XVIII ACC & SJ, Bengaluru.

26/09/2022

- P- Party in person
D1-B.S.
- for orders.

The Plaintiff filed 5
suits and there are
voluminous documents and
voluminous pleading in the
case, hence the court could
not go through all the
pleadings and documents
furnished by the parties. As
such Orders on
maintainability could not
passed.

Orders on maintainability
of the suit by 13.10.2022.

XVIII ACC & SJ, Bengaluru.



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13/10/2022

P- Party-in-person

D1-B.S

- for orders on maintainability ...Order pronounced in the Open Court.... (Vide separate detailed order..)

➤ The suit is hereby dismissed as not maintainable, and consequently plaint is rejected under Order 7 Rule 11 (a) and (d) of CPC.

[PADMA PRASAD] 3/10/22
XVIII Additional City Civil Judge,
BANGALORE.

Decree
notified on
20/10/22
Signed on

25/10/22

Deputy Registrar,
City Civil Court
& Bangalore

25/10/22

(S/E)



Form
No.9
(Civil)
Title
Sheet
for
Judgmen

**IN THE COURT OF THE XVIII ADDITIONAL CITY CIVIL JUDGE
AT BANGALORE CITY**

PRESENT: SRI PADMA PRASAD
B.A.(Law) LL.B.,
XVIII Additional City Civil Judge.

Dated this the 13th day of October 2022

ORIGINAL SUIT 40/2022

PLAINTIFF

Srinivas S. Devathi,
Aged 44 years,
S/o Late D. Satyanarayana,
Residing at No.63, 11th 'B' Cross,
3rd Main, Prashanthnagar,
Bangalore-560 079,
INDIA.
Mobile (91)-903-589-4251
E-mail ID:
Srinivas@Coolcartechnology. com.

[By Party in Person]

/v e r s u s/

DEFENDANTS: 1. Legal and Treaties Division,
Ministry of External Affairs,
Room# 901, Akbar Bhavan,
Chanakyapuri,
New Delhi-110 021.
Ph:91-11-24674144.

Represented by Mrs. Uma Sekhar,
Additional Secretary, also
representing External Affairs
Minister Mr. S. Jaishankar.



2. Summits Division,
Ministry of External Affairs,
Jawaharlal Nehru Bhavan,
Room # 2025,

Uma Sekhar
13/10/22

A-Wing, Janpath,
New Delhi-110 011.

Represented by Mr. Prakash
Gupta, Joint Secretary also
representing External Affairs
Minister Mr. S.Jaishankar.

3. UNES (United Nations Economic
and Social) Division,
Ministry of External Affairs,
Jawaharlal Nehru Bhavan,
Room # 1033, A-Wing, Janpath,
New Delhi-110 011.
Ph: 91-11-23088425.

Represented by Mr. Srinivas
Gotru, Joint Secretary also
representing External Affairs
Minister Mr. S. Jaishankar.

4. Protocol Division,
Ministry of External Affairs,
Jawaharlal Nehru Bhavan,
Room # 2001, C-wing, 23D,
Janpath, New Delhi-110 011.
Tel: 91-11-23088602.

Represented by Mr. Nagesh Singh,
Joint Secretary, also representing
External Affairs Minister
Mr.S.Jaishankar.

5. Director General and Inspector
General of Police, Police
Headquarters, Nrupatunga road,
Bengaluru-560001.
Tel:91-80-22942999.

Represented by Mr. Praveen Sood.



Wuy
13/10/22

6. Inspector of Police,
Vijayanagar Police Station,
Vijaynagar, Bengaluru-560 040.
Tel:91-80-22942514.

Represented by Mr. Satish Kumar.

ORDERS ON MAINTAINABILITY

The present suit filed by the plaintiff in person for mandatory injunction in the nature of directions to be given to the defendants to carry out the prayers claimed by the plaintiff i.e., to say neutralize the negative tactics prayer points, and in all the plaintiff prayed 30 prayers in the suit.

2. The case made out by the plaintiff namely Srinivas S.Devathi is that, he has invented a technology of Repeatable Vehicle Color Change Technology in the quarter of the year 2007 in USA and also got the patent in USA from United States patent and trade marks office (USPTO) on 16/12/2014 bearing no.US8,910,998 and also filed 17 applications in various countries etc., and also got patents about his invention. On that basis, the



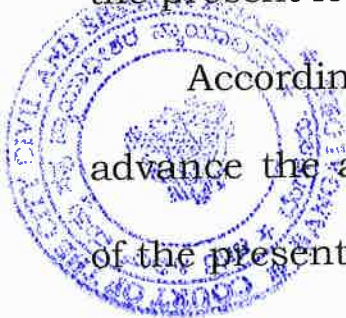
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plaintiff claims for issuance of various directions claimed in the suit. The plaintiff claims that the united efforts have been made by the plaintiff for the sake of India to bring the wealth to India etc., and also claims that there is a threat to the life of plaintiff etc.,

The 30 prayers claimed by the plaintiff is to issue directions to defendants including United Nations General Assembly, United Nations International Court of Justice, United Nations Security Council, United Nations Secretariat, and also to do the local investigation etc.,

The plaintiff filed this suit without disclosing any cause of action. But, the relief is prayed to issue directions to the United Nations Organizations which is the foreign entity. Hence, this court raised the objection regarding the maintainability of the suit in the present form.

Accordingly the court directed the plaintiff to advance the arguments regarding the maintainability of the present suit.



[Handwritten signature]
13/10/22

3. On the basis of the above, point for consideration is that - **Whether the suit is maintainable in the present form under law or on facts?**

4. Heard the plaintiff in person.

5. Perused the pleading / plaint along with materials placed before the court. On that basis, my findings on the above point is in **negative** for the following:

REASONS

6. The entire plaint nowhere discloses the cause of action for the suit. Any suit can be filed before the court if there is a cause of action for the suit, and there should not be any bar under law to entertain the suit, otherwise the suit is liable to be dismissed **under Order 7 Rule 11 (a) and (d) of the CPC that reads as -**

“11. Rejection of plaint - The plaint shall be rejected in the following cases:



new
13/10/22

(a) Where it does not disclose a cause of action;

((d) where the suit appears from the statement in the plaint to be barred by any law.”

7. I have repeatedly gone through the plaint that runs for 29 pages from paragraph 1 to 62 along with 30 prayers. The entire pleading nowhere discloses the cause of action for the suit. The entire plaint nowhere discloses that trade mark or patent obtained by the plaintiff has been infringed or any other person has obtained the trade mark on the patent obtained by the plaintiff. If at all, anybody has obtained similar patent, the plaintiff has to file a specific suit against that particular person or the authority that has been issued the patent. Infact,

there is no material on record to show that the defendants have refused to entertain the claim of plaintiff. In fact, the plaintiff approached the court without exhausting his rights as contemplated under Section 41 (h) Specific Relief Act.



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13/10/22

8. It is also relevant to note that there is no material on record to show that the plaintiff has filed any complaint before defendant no.5 and 6 to hold any investigation as claimed by him. Without there being any complaint, certainly the defendant no.5 and 6 cannot investigate. Further, even there is no material on record to show that the other defendants have also refused to do any act as claimed in the plaint. Further, there is no material on record to show that the defendants are bound to do the relief claimed in the suit.

9. It is well settled principle of law that a cause of action means every fact, which if traversed, it would be necessary for the plaintiff to prove in order to support his right to a judgment of the court. In other words, it is bundle of fact which taken with the law applicable to them gives the plaintiff a right to relief against the defendant. It must include some act done by the defendant. Since in the absence of such an act, no cause of action can possibly accrue. It is not limited to the actual infringement of the right sued



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 13/10/22

on but includes all material facts on which it is founded. It does not comprise evidence necessary to prove such facts but every fact necessary for the plaintiff to prove to enable him to obtain a decree. But, in the case on hand, the plaintiff has not at all made out any case to show that any of the defendants have denied the claim of plaintiff nor the defendants are aware of the claim of plaintiff or the defendants are liable to act upon the claim of plaintiff. In the absence of any such material before the court, certainly it cannot be accepted that there is any cause of action for the suit.

10. As the entire plaint nowhere discloses the cause of action, certainly this suit cannot be entertained, and plaint is liable to be rejected.

11. Therefore, considered from any angle, this suit in the present form is not maintainable as the plaintiff failed to make out any cause of action for the suit as well as not obtained any written permission from the Central Government, this plaint is liable to



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13/10/22

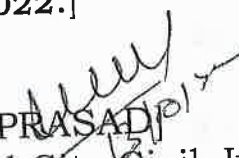
be rejected under Order 7 Rule 11 (a) and (d) of CPC.
Accordingly, this point is answered in **negative**. In
the result, following:

ORDER

- The suit is hereby dismissed as not maintainable, and consequently plaint is rejected under Order 7 Rule 11 (a) and (d) of CPC.

* * *

[Dictated to the Judgment Writer directly on computer, **Script** corrected, signed and then pronounced by me, in the Open Court on this the **13th day of October 2022.**]


[PADMA PRASAD]
XVIII Additional City Civil Judge.
BANGALORE.

