

CR-111601/22  
14/01/22

61

Annexure B - Page 1  
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**Order Sheet**

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

FR No. : O.S./7/2022

Registration No. : O.S./41/2022

Plaintiff Vs Defendent

1) SRINIVAS S DEVATHI

- 1) LEGAL AND TREATIES DIVISION
- 2) SOCIETY OF INDIAN AUTOMOBILE MANUFACTURERS (SIAM)
- 3) INDIAN INSTITUTE OF MANAGEMENT, LUCKNOW
- 4) INDIAN INSTITUTE OF MANAGEMENT, INDORE
- 5) INDIAN INSTITUTE OF MANAGEMENT, CALCUTTA
- 6) INDIAN INSTITUTE OF MANAGEMENT, AHMEDABAD
- 7) INDIAN INSTITUTE OF MANAGEMENT, BENGALURU
- 8) THE HINDU GROUP, KASTURI AND SONS LIMITED
- 9) THE NEW INDIAN EXPRESS
- 10) THE INDIAN EXPRESS PVT LTD
- 11) THE ECONOMIC TIMES
- 12) THE TIMES OF INDIA
- 13) DECCAN HERALD
- 14) JAGRAN GROUP, JAGRAN PRAKASHAN LTD

Nature of Case : **INTELLECTUAL PROPERTY RIGHTS**  
Provision of Law : U/o VII Rule 1 of CPC SEC 75  
Advocate for Plaintiff Sri./Smt. : PARTY IN PERSON  
Date of Filing : 03-01-2022  
Date of Registration : 03-01-2022

Relief :  
PRAYS TO PASS THE ORDER FOR SAKE OF JUSTICE AND EQUITY UNDER CPC SECTION 75 BY ORDERING DEFENDANTS 1-14 TO DO TECHNICAL AND EXPERT INVESTIGATION, INDEPENDENT VALUATION OF THE SALE PRICE TO MY INVENTION PATENT US 8910,998, RECOGNIZED WORLDWIDE BY PCT INTERNATIONAL APPLICATION PCT/US2014/046619, ITS WORLDWIDE INTELLECTUAL PROPERTY RIGHTS INCLUDING ALL THE DOWNSTREAM BUSINESSES, BY AT LEAST FACTORING IN 100 YEARS OF ECONOMIC ACTIVITY THE INVENTION CREATES WORLDWIDE, AND KEEPING INVENTORS ROYALLY CLAIM OF AT LEAST 10 PERCENT AND GIVE THEIR DETAILED RESPONSE 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
44254/2021-2022 03-01-2022	Court Fee on Plaintiff DD	SBI	1000.00

P-70

②


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O.S. 41/2022

CAO/CMO

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

10

  
PRL. CITY CIVIL AND SESSIONS JUDGE  
BENGALURU

Office Note:-

- ① Legal notice u/s 80(2) of CPC not filed against Deft No. 1
- ② Defen. ltr's 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



③ - 63 - 08.41/2022

14/01/2022  
P- Party-in-person  
- for compliance of office  
objection

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

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

IA-1  
U/S 20(2) of the CPC.

18/01/2022  
P- Party-in-person  
for orders



(4)

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05.41/2022

*to be 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

*12/1/22*  
(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

28/01/2022

P- Party-in-person

-To hear further on IA

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

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

Heard further argument by plaintiff.

For orders by : 31.01.2022.

XVIII Addl. CC & SJ, Bengaluru





31/01/2022  
P-31.01.2022 person  
- for orders

OS.No.41/2022

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.1, notice to the defendants R/by 2.3.2022  
comply & file, otherwise

went of DFF-2161-  
9  
212

31/1/22  
(NAGARAJAPPA, A.K)  
XVIII Addl. City Civil Judge,  
Bengaluru.

09/02/2022

Plf. has filed IA U/S 151 of CPC praying to advance the hearing of the case. Hence, file is put up before the court.

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

OS.No.41/2022

**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 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



*[Handwritten signature]*

(4)

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OS-41/2022

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., memorandum 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 PF and necessary process paid by the plaintiff

Call on 2.3.2022

(NAGARAJAPPA. A.K)

XVIII Addl.City Civil Judge,  
Bengaluru.

DM

02/03/2022

P-party in person

- ss of D9 served by  
Speed Post.

- ss of D1 to 8, 10 to 14 not  
setd.

Case called out.

Plaintiff called out absent.

Sri.BS advocate filed memo  
of appearance for Defendant No1.

Sri. PKB. advocate filed  
vakalath for defendant No.2 with  
authorization.

Sri. SBM advocate filed  
memo of undertaking for  
Defendant No.6.

Sri. BC advocate filed  
vakalath for defendant No.7.

Sri. SSS advocate filed  
vakalath for Defendant No.11 and  
12.



Defendant No.9 called out absent. Service of summons held sufficient. Hence, D-9 placed ex parte.

Await summons of remaining Defendants.

For WS and objections to IAs by D-1, 2, 6, 7 and 11.

Call on 05.04.2022.

XVIII Addl. CC & SJ, Bengaluru.

05/04/2022

P- party in person

D1 - BS

D2 - PIA B

D6 - SBM

D7 - BC

D 11 & 12 - SSS

- For WS & Obj to IA by D 1, 2, 6, 7 & 11 & 12

~~SS of D 11~~

- SS of D8, 9, 10, D3 to 5, 13 & 14 not setd.

Sri S.D. Rao present for Def No 6  
Sri H.S. Rao present present for Def No 5  
Absent on 7 Defn.  
D 8 to 10 & D3, 5, 13, 14  
C/O Mr. Rao present  
Mrs S. S. Rao & Mr. S. Rao  
(Ch) Mr. S. Rao by Ch.  
Present & present case  
present, since to achieve  
the next date of hearing



⑨ -69 - 05.4.2022

Order No 3 passed  
No 3 of 7 clause  
11 (a) of the Code

Order No. 7 passed  
No 4/22 as per  
Clause 15 of the Code  
passed & no 4 of  
of order No 7 is  
& clause is extracted  
of order No 7 till  
date of hearing

For A/S to other  
order to No 3 of  
date of 02/06 09/06

05/04

1A.2  
Order 8 Rule (d) of CPC by D-2

1A.3  
Order 7 Rule 11 (d) of CPC

1A.4  
Order 14.8 of CPC by D-7



09/06/2022

- P- Party in person
- D1 - B.S.
- D2 - P.K.B.
- D5 - H.V.S
- D6 -
- D7 - B.C.
- D11 & 12 - S.S.S.
- D9 - Exparte
- For ~~w.s.~~ Obj. to IA. 3 by pff.
- For w.s. of D1, 2, 5 to 7, 11 & 12
- SS of D3, 4, 8, 10, D13 & 14 not send.

Training  
 V.O. IS ON LEAVE. ADJ. TO 17/8  
 T/C ACCY. B'lore

Case called out.  
 Plaintiff present filed objections to IA No.3 and also filed memorandum U/o 5 Rule 3 of CPC.

Learned advocate for defendant no.5 filed written statement and IA No. 5 U/o 7 Rule 11(a) of CPC.

Learned advocate for defendant no.6 filed written statement.

Learned advocate for defendant no.1 prays time to file objections to memorandum filed U/o 5 Rule 3 of CPC.

Learned advocate for defendant no.7 filed application U/s 148 of CPC seeking time to file written statement.

Perused and allowed till next date.

Hearing on IA No.3 and objections to memorandum filed U/o 5 Rule 3 of CPC and hearing on maintainability of the suit, valuation of the suit and parties to the suit by 30.08.2022.

XVIII ACC & SJ, Bengaluru.

17/08/2022

For w.s of D1, 2, 5 to 7 11 & 12

- SS of D3, 4, 8, 10, D13 & 14 not returned



(11)

-H- 05.4/2022

30/08/2022

P- Party in person

D1- B.S.

D2- P.K.B.

D5- HVS

D6-

D7- B.C.

D9- Ex parte

D11 & 12- S.S.S.

— For Hg. on IA.3, v/slip,  
maintainability and to hear  
parties

— For obj. to memorandum  
U/o. v rule 3 CPC

- For W.S. of D1, 2, 6 & 7, 11 & 12

Case called out.

Plaintiff by name  
Srinivas.S.Devathi is present  
filed memo with 2  
documents.

Heard the Plaintiff  
regarding the maintainability  
of the suit and Learned  
advocate for defendant no.  
2 and 6 regarding the  
maintainability of suit as well  
as Learned advocate for  
defendant no.2 on IA No.3,  
argument of Plaintiff on IA  
No.3.

Learned advocate for  
for defendant no. 7 filed  
application U/s 148 of CPC to  
extend the time for written  
statement. Perused and  
allowed.

Learned advocate for  
defendant no.5 prays time to  
file argument on IA No.5. but  
no grounds made out hence  
taken as no argument by  
defendant no. 5 on IA No.5.

Heard the argument of  
defendant no.7 regarding  
the maintainability of the  
suit.

Orders on IA No.3, 5  
and maintainability of the  
suit by 19.09.2022.

XVIII ACC & SJ, Bengaluru.



19/09/2022

P- Party in person  
D1 - B.S.  
D2 - P.K.B. / Dhanalakshmi  
D5 - H.V.S  
D6 - Nandish Chudgar  
D7 - B.C.  
D9 - Exparte  
D11412 - S.S.S.  
- for orders on IA-3 & 5  
& 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.  
D2 - P.K.B. / Dhanalakshmi  
D5 - H.V.S  
D6 - Nandish chudgar  
D7 - B.C.  
D9 - Exparte  
D11412 - S.S.S.  
- for orders on IA3 & 5  
and maintainability of  
suit.

Case called out.  
Learned advocate for  
defendant no.6 present.  
Learned advocate for  
defendant no.11 and 12  
filed IA No. 6 and 7 U/o 7  
Rule 11(a) of CPC.

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 IA No. 3 and  
4 could not passed today.

Plaintiff present and  
prays time to file objections  
to IA No.6 and 7.

Hence objections to IA  
No.6 an d7 and orders on IA  
No.3 to 5 on maintainability  
of the suit by 13.10.2022.

XVIII ACC & SJ, Bengaluru.

IA-6 & 7

U/o Rule 11(a) of CPC  
by D-112412





13/10/2022

P- Party-in-person

D1- B.S.

D2- P.K.B.

D5- H.V.S.

D6- Nandish Chudgar

D7- B.C.

D9- Exparte

D11 &amp; 12 - S.S.S.

- for obj. to IA 6 & 7,  
orders on IA 3 to 5 and  
maintainability of suit

...Order pronounced in the Open  
Court.... (Vide separate detailed order..)

➤ IA No.3, 5 to 7 filed by defendant  
no.2, 5, 11 and 12 respectively are  
hereby allowed. Accordingly, the  
plaint is hereby rejected under Order  
7 Rule 11 (a) and (d) of CPC.

[PADMA PRASAD] 13/10/22  
XVIII Additional City Civil Judge.  
BANGALORE.

Decree noted  
on 19/10/22 & signed



(19/10/22)

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 13<sup>th</sup> day of October 2022 |**

**ORIGINAL SUIT 41/2022**

**PLAINTIFF**

Srinivas S. Devathi,  
Aged 44 years,  
S/o Late D. Satyanarayana,  
Residing at No.63, 11<sup>th</sup> 'B' Cross,  
3<sup>rd</sup> 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, Prime Minister of India,  
PMO, Finance Minister of India,  
and Finance Ministers Office.

2. Society of Indian Automobile  
Manufactures (SIAM),



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13/10/22

Core 4-B, 5<sup>th</sup> Floor, India Habitat  
Centre, Lodhi Road, New Delhi-  
110 003.  
Ph:91-11-24647810,  
91-11-24647812.

Represented by Mr. Kenichi  
Ayukawa, and Mr. Vinod Aggarwal,  
also representing Indian  
automotive manufacturers.

3. Indian Institute of Management,  
Lucknow  
Prabandh Nagar, IIM Road,  
Lucknow-226013.  
Ph: 91-522-2734101.

Represented by Mrs. Archana  
Shukla, also representing their  
board of governors.

4. Indian Institute of Management,  
Indore, Prabandh Shikhar, Rau-  
Pithampur Road, Indore-453556.  
Madhya Pradesh, India.  
Ph: 91-731-2439666.

Represented by Mr. Himanshu  
Rai, also representing their board  
of governors.

5. Indian Institute of Management,  
Calcutta, Diamond Harbour Road,  
Joka, Kolkata -700 104.  
West Bengal.  
Ph: 91-33-24678300

Represented by Mr. Uttam Kumar  
Sarkar, also representing their  
board of governors.



*Uttam*  
t/s/OP22

6. Indian Institute of Management,  
Ahmedabad, Vastrapur,  
Ahmedabad -380015, Gujarat,  
India.  
Ph: 91-79-71523456.

Represented by Mr. Errol D'Souza,  
also representing their governing  
council members.

7. Indian Institute of Management,  
Bangalore.  
Bannerghatta Road,  
Bengaluru-560 076, India.  
Ph: 91-80-26993000

Represented by Mr. Rishikesh  
Krishnan, also representing their  
board members.

8. The Hindu Group, Kasturi & Sons  
Limited,  
Kasturi Buildings, 859/860,  
Anna Salai, Chennai -600002.  
Ph: 91-44-28577300.

Represented by Mr. Suresh  
nambath, also representing the  
owners of their media group.

9. The New Indian Express,  
Express publications Madurai Pvt.  
Ltd.,#1, Queens Road, Bengaluru  
-560 001. Ph: 91 - 80 -22866893.

Represented by Mrs. Shatwanu  
Bhattacharya also representing  
the owners of their media group.

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15/10/22



10. The Indian Express Pvt. Ltd.,  
Express building,  
B1/B, Sector 10, Noida -201 301.  
Ph: 91-120-6651500.

Represented by Mr. Rajkamal Jha,  
also representing the owners of  
their media group.

11. The Economic times, Times Group  
Bennet & Coleman company Ltd.,  
The Times of India building, 2<sup>nd</sup>  
floor, SMB tower, 40/1, MG Road,  
Near Navratan Jewellers,  
Bengaluru-560 001.  
Ph: 91-80-46787878.

Represented by Mrs. Archana Rai,  
also representing the owners of  
their media group.

12. The Times of India, times Group  
Bennet & Coleman company Ltd.,  
The Times of India building,  
2<sup>nd</sup> floor, SMB tower,  
40/1, MG Road, Near Navratan  
Jewellers, Bengaluru-560 001.  
Ph: 91-80-46787878.

Represented by Mrs. Asha Rai,  
also representing the owners of  
their media group.

13. Deccan Herald,  
Printers Mysore Pvt. Ltd.,  
#75, MG Road,  
Bengaluru-560 001.  
Ph: 91-80-45557333.

Represented by Mr. Sitaraman  
Shankar, also representing the  
owners of their media group.



*www*  
*(15) 01/22*

14. Jagran group, Jagran Prakashan Ltd., Jagram Building, # 2, Sarvodaya Nagar, Kanpur - 208005. Ph: 91-512-2216161 or 91-512-2216262.

Represented by Mr. Jitender Shukla, also representing the owners of their media group.

- D1 - By Sri B.S., Advocate  
D2 - By Sri PKB, Advocate  
D5 - By Sri HVS, Advocate  
D6 - By Sri Nandish Chudgar,  
D7 - By Sri BC, Advocate  
D9 - Exparte  
D11 & D12 - By Sri SSS, Advocate

### **ORDERS ON MAINTAINABILITY AND ORDER ON IA NO.3, 5 TO 7**

The present suit filed by the plaintiff in person for mandatory injunction in the nature of directions to the defendants to do technical and expert investigation, independent valuation of the price of plaintiff's invention and other reliefs.

2. The defendant no.2 filed IA No.3 under Order 7 Rule 11 (d) of CPC for rejection of plaint and also claimed that there is no cause of action for the suit. The said application is supported with the affidavit of defendant no.2.



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13/10/22

3. The defendant no.5 filed IA No.5 under Order 7 Rule 11 (a) of CPC to reject the plaint claiming that there is no cause of action for the suit, that has been supported with affidavit of the Administrative Officer of the defendant no.5.

4. The defendant no.11 and 12 also filed IA No.6 and 7 respectively under Order 7 Rule 11 (a) of CPC.

5. The plaintiff filed detailed objections to all these applications.

6. On the basis of the above, point for consideration are as under:

- 1. Whether the suit is maintainable in the present form?
- 2. Whether the plaint is liable to be rejected under Order 7 Rule 11 (a) and (d) of CPC?
- 3. What order?

7. Heard the plaintiff in person.

8. Perused the pleading / plaint along with materials placed before the court. On that basis, my findings on the above points are as under:



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13/01/22

- Point No.1: In the negative;  
Point No.2: In the affirmative;  
Point No.3: As per final order;  
for the following:

## REASONS

9. POINT NO.1 AND 2: The plaintiff in the plaint claimed that he has found the Repeatable Vehicle Color Change Technology as claimed in plaint in O.S.2487/2021 and also obtained patents etc., The plaintiff claims that his invention will bring more revenue to the India as claimed in the plaint. Accordingly, plaintiff prays to direct the defendants in the suit to value his invention and the defendants to publish his invention etc.,

10. The defendants filed the written statement and also filed the aforesaid IAs praying to reject the plaint under Order 7 Rule 11 (a) and (d) of CPC claiming that there is no cause of action for the suit.

11. At the outset, it is relevant to note that the entire plaint nowhere discloses the cause of action for



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the suit. It is also relevant to note that the plaintiff has not asked any of the defendants to do the things claimed by him in the plaint. There is no material on record to show that any of the news papers or magazines have refused to publish his inventions. Admittedly the plaintiff claims that he has got the patent over his invention. As such, if his patent right has been infringed, then it is for the plaintiff to initiate a legal action against the person who has infringed his patent. There is no material on record to show that the plaintiff has asked any of the defendants to investigate the plaintiff's invention or value the plaintiff's invention.

12. Any suit can be filed before the court if there is a cause of action for the suit, and the suit is not barred under any law, 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:

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1/2/2022

(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.”

13. I have repeatedly gone through the entire plaint, but the plaint nowhere discloses the cause of action for the suit. The entire plaint nowhere discloses that defendants have refused any of the relief claimed in the suit. In fact, there is no material on record to show that this plaintiff has approached any of the defendants for the needful as claimed in the plaint prior to the filing of the suit. 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.

14. 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



*will*  
13/08/22

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 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.

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



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13/10/22

16. 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, this plaint is liable to be rejected under Order 7 Rule 11 (a) and (d) of CPC. Accordingly, Point No.1 is answered in **negative**, and Point No.2 is answered in **affirmative**.

17. **POINT NO.3:** In view of the finding on Points 1 and 2, I proceed to pass the following:

## ORDER

- IA No.3, 5 to 7 filed by defendant.no.2, 5, 11 and 12 respectively are hereby allowed. Accordingly, the plaint is hereby 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 13<sup>th</sup> day of October 2022.]

  
[PADMA PRASAD]

XVIII Additional City Civil Judge.  
BANGALORE.

