

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

CIVIL REVISION APPLICATION NO. 42/2021

**Markandrao Anantram Pardhi and ors...Versus...Shri Radhakrishna Mandir
Deosthan Trust Samittee.**

Office Notes, Office Memoranda of Coram,
appearances, Court's orders or directions
and Registrar's orders

Court's or Judge's orders

Mr. A.A.Dhawas, Advocate for applicants.

CORAM : AVINASH G. GHAROTE, J.
DATE : 20/12/2021

Heard Mr. Dhawas, learned counsel for the applicant, who challenges the impugned order dated 28.02.2020 passed below Exh. 64 rejecting the application for rejection of plaint. The grounds raised are (a) trustees are not parties, (b) permission under Section 50 of the Maharashtra Public Trust Act not obtained, (c) requirement of Order 7 Rule 11 (14) (2); Order 6 Rule 15 and Order 4 Rule 1 & 5 have not been complied with and (e) Section 11 of CPC.

In my considered opinion these are not the grounds which are covered by Order 7 Rule 11 and ought to be considered by the learned trial Court during the course of trial, considering which the civil revision application is dismissed. No costs.