

KABG040015632013



29.10.2024

O.S.No.666/2013

Plaintiff is absent.

The counsel for defendants has filed application i.e., I.A.No.XV U/O.XIII Rule 10 R/w. Sec.151 of C.P.C. to call for records from the record room, pertaining to O.S.No.30/1995 on the file of Hon'ble IV Addl. Civil Judge & JMFC, Belagavi, decided on 03.01.2021, since the same would enable this court to adjudicate the matter in controversy effectually and completely.

In the memorandum of facts annexed to the said application, the counsel has stated that the defendants had applied for certified copies of documents in O.S.No.30/1995, but they were informed that the documents have been worn out owing to the age of litigation and passage of time and thus providing certified copy would result in causing damage

to the documents. That if the entire records in O.S.No.30/1995 are called for, then they would enable the court to come to a proper conclusion.

The counsel for plaintiff has submitted no objection to the said application. The counsel for defendants has made out sufficient reasons for allowing the said application since receipt of certified copies of the said records in O.S.No.30/1995 would cause damage to the documents therein and since the defendants have made out that the said documents/ records are necessary to be called for in this suit in order to enable the court to come to a proper conclusion.

Accordingly, I.A.No.XV is allowed. Office is directed to secure the records in O.S.No.30/1995 on the file of IV Addl. Civil Judge & JMFC, Belagavi, which is decided on 03.01.2021, and send the same to this court by 07.11.2024.

Call on 07.11.2024.

**Prl. Civil Judge and J.M.F.C,
Belagavi.**