

13-11-2025:

ORDER ON I.A. NO.4

The plaintiff has filed the present application under Order III Rule 2 R/w.sec. 151 of C.P.C., seeking permission to represent himself through his General Power of Attorney holder, Sri. Sumitkumar S. Agasagi, in the present proceedings, to meet the ends of justice and equity.

2. The Advocates for defendants have submitted that, they have no objection for allowing the application.

3. Heard the learned counsel for plaintiff and perused the materials available on record.

4. In the affidavit filed in support of the application, the plaintiff has stated that he has filed the present suit for partition and separate possession, declaration and permanent injunction against the defendants. Further it is stated that, since he is residing at Mumbai and due to old age and health problem he is unable

to attend the Court proceedings in person and therefore, executed a valid General Power of Attorney authorizing Sri. Sumit Kumar Agasagi to represent him in this case. Since the defendants have no objection and the authority of GPA holder evidenced by the documents placed on record, this court finds no impediment in granting the permission sought. Allowing the application would only facilitate the progress of the proceedings and will not cause any prejudice to the defendants. Hence, this court deems it fit to pass the following;

ORDER

I.A. No.4 filed by the plaintiff under Order III Rule 2 R/w. Sec. 151 of C.P.C., is hereby allowed.

The plaintiff is permitted to be represented through his General Power of Attorney holder, Sri. Sumitkumar S. Agasagi in this case.

No order as to cost.

Call on for appearance of defendants by 16-12-2025.

Senior Civil Judge, Bailhongal.