

ORDER ON I.A. No IV

The counsel for plaintiff has filed this application Under Order 7 Rule 14(3) R/w 151 of C.P.C. seeking permission of this court to produce relevant documents by condone the delay and mark the same in the above case.

2. The application is accompanied with an affidavit of plaintiffs in which he contended that, furnishing some documents in support of his case, the documents which are mentioned in the accompanying list be permitted to be produced otherwise it would cause serious prejudice to their suit as he relying upon these documents in support of his case. Accordingly prayed to allow the application.

3. On the contrary, the defendant has filed objection to above I.A filed by the plaintiff and stated that, application filed by plaintiff is not maintainable either under law or on fact. Hence prays to reject the same .

4. Heard on plaintiff side. Perused the pleadings and Court records.

5. Upon hearing arguments and on perusal of materials placed on record the following points that would arise for my consideration.

1) Whether there are sufficient grounds to allow the application?

2) What order?

6. My findings to the above points are as under:

Point No. 1 : Affirmative

Point No. 2 : As per order for the following:

REASONS

7. POINT No. 1: The plaintiff has filed this suit, for the relief of permanent injunction and consequential relief of specific

performance, further plaintiff collected the documents in over site that documents produced along with this I.A. After conclusion this Court plaintiff evidence , next date of hearing the plaintiff has filed this application along with documents. Hence, it is just and necessary to allow this application and condense the delay in filling of above said documents along with plaint. If this Court rejected this application definitely headship will cost to plaintiffs if this Court allow this application no headship will cost to the defendants. Moreover to avoiding multiplicity of proceedings it is just and necessary, in the interest of justice and equity, **I answer point No.1 in the affirmative.**

8. POINT No.2: As per the discussion made above, I proceed to pass the following;

ORDER

I.A. No.IV filed by plaintiff Under Order
VII Rule 14(3) of C.P.C is hereby allowed.

Prl. Civil Judge and JMFC.,
Devanahalli.