

ORDERS ON IA No.III

The I.A.No.III filed by the counsel for the plaintiff U/o.XIII rule 7(2) of CPC seeking return of the original document i.e., Saguvali chit No.101/80-81.

2. The I.A is supported with the memorandum of facts of the counsel for the plaintiff, wherein he has stated that the original saguvali chit No.101/80-81 is in the court file and not yet marked. The said document is very much necessary to the plaintiff for record purpose. Hence, he prays to allow the application.

3. Heard the arguments and perused the materials on record.

4. The plaintiff has filed this suit for permanent injunction. Now, the case is posted for objection to I.A and filing of written statement.. At this stage, the plaintiff has filed this application and prayed for return of the original document. If the above application is allowed, no hardship or prejudice would be caused to the defendant side. The documents may be returned by imposing conditions. If the application is not allowed the plaintiff would be put to great hardship and inconvenience. Therefore, this court is of the opinion that, the plaintiff made out sufficient grounds to allow the application. Accordingly, above point is answered in the "**Affirmative**". In the result, I proceed to pass the following:

ORDER

The I.A.No.III filed by the counsel for the plaintiff U/o XIII rule 7(2) of CPC is hereby allowed. No costs.

Accordingly, the office is hereby directed to return the original document i.e., saguvali chit No.101/80-81 produced in this suit, after obtaining the certified copy of the same.

The plaintiff is hereby directed to
produce the original document
whenever directed by this court.

sd/-

(PRAKRITI KALYANPUR)
PRL. CIVIL JUDGE & JMFC.,
MUDIGERE.