

In the Court of :1st ADDL.CIVIL JUDGE AND JMFC, TARIKERE
Case No. :O.S./0000374/2022

Chandan T.T S/o T.C.Thimmaiah,26years,R/o Ramadevaragudi Beedhi,Kadur Town,Kadur
Tq. **Vs** T.C.Thimmaiah S/o Chandrashekarappa,58years,R/o Beguraiahna Beedhi,Tarikere Town,Tarikere Tq.
Date : 08-04-2026

Business

: Case called out. Learned counsel for defendant present, filed memo and submitted that no objections to allow the IA No.3. Heard and perused. IA No.3 is hereby allowed. For orders kept by

ORDERS ON IA NO.3

The plaintiff counsel has filed the IA No.3 U/O 23 Rule 1(3) of C.P.C and prayed for be pleased to permit the plaintiff to withdraw the above suit and sought for liberty to filed the fresh suit in competent court. On perusal of the materials placed on record. The plaintiffs have filed this suit against the defendant for the relief of Partition and Separate Possession. It is urge of the plaintiffs that they will be initiate suit against the defendants for the relief of Partition and Separate Possession in competent jurisdictional court. Hence, plaintiffs prays for to permit them to withdraw the above suit and sought for liberty to file the fresh suit against the defendant. The plaintiff has made out sufficient cause to allow the IA No.3. If this IA No.3 is allowed there is no harm caused to the other side. Hence, I proceed to pass the following-

ORDER

The I.A.No.3 filed the plaintiff counsel U/Order 23 Rule 1(3) of C.P.C. is hereby allowed on cost of Rs.2,000/-.

The plaintiffs are permitted to withdraw the above suit and liberty is given to file fresh in respect of subject matter of this suit, before the competent court of law within time of limitation.

Accordingly case is disposed off.

Nature of Disposal : WITHDRAWN

Disposal Date : 08-04-2026

Sd/-

**1st Add.Civil Judge and JMFC.,
Tarikere.**

