

ORDER ON I.A.No.XII

I.A.No.XII filed by the GPA holder of plaintiff No. 2 under Order 7 Rule 14(A) R/w Sec.151 of CPC seeking permission to produce additional documents by condoning the delay.

2. In support of the application GPA holder of plaintiff No. 2 sworn an affidavit and stated that the plaintiffs have filed the present suit against the defendants seeking the relief of permanent injunction with respect to the suit schedule property. The present application preferred by him when the case is posted for further chief of PW-1 wherein annexed document with this application are not produced by him at the initial stage and prays permission of the court to produce the same at this stage. The delay in filing these documents are bonafide reasons, which caused him to obtaining certified copy of documents from the court. Thus the said documents are very essential document to prove his case. Thus, prays to condone the delay in filing these documents. If this application is not allowed great injustice and inconvenience would cause to him, if allowed no harm will be caused to the other side. Thus, prays to allow the application.

3. Despite providing sufficient opportunity the defendants have not filed objections to the IA No.12.

4. Admittedly the present suit filed by the plaintiff seeking the relief of permanent injunction with respect to the suit schedule property against the defendants, when the case is posted for further chief of PW-1, the PW-1 approached this court with instant application along with the list with documents. In the present case still the trial is not completed and chief of PW-1 is also still pending. If this application is allowed no hardship will be caused to the other side, in turn it will help the court to determine the lis between the parties effectively. Moreover the documents annexed with the application are the certified copies obtained from court on which he sought condonation of delay. Hence in order to avoid multiplicity in proceedings and to give fullest opportunity to both parties to place their case and decide the lis between the parties effectively this court is of the opinion that, the present application deserves to be allowed. No doubt the present application filed by the plaintiff at belated stage. The same is not a ground to reject the application. Hence the same may be compensated by imposing necessary costs. Hence this court proceeds to pass the following,

ORDER

**I.A No.XII filed by the plaintiff
Under Order 7 Rule 14(A) R/w
Sec.151 of C.P.C., is hereby allowed
on cost of Rs.100/-.**

**Consequently, the plaintiffs
are permitted to produce the
documents.**

For further chief of PW.1.

Call on 05-12-2025.

**I Addl. Civil Judge & J.M.F.C.,
Channagiri.**