

Case called out.

ORDERS ON IA NO.3

This IA filed by the counsel for the petitioners and prays to permit the petitioners to produce the documents annexed with the IA no.3 by condoning the delay.

2. Counsel for the respondent no.1 submits no objections to allow the IA.

3. Counsel for the respondent no.2 filed objections to the IA and contended that the documents now petitioner intends to produce are irrelevant and nothing to do with this case. Further stated that no proper reasons have been mentioned as to why the documents have not been produced at earliest stage. Further stated that petitioners want to produce the xerox copies of two documents which can not be permitted to produce the said documents. Hence prays to dismiss the IA with cost.

4. Heard on IA. Perused the documents which the petitioners intends to produce in this case. The said documents are the true copies of the charge sheet, spot mahazar, notice issued under Sec.133 of IMV Act, death certificate of one Taranath Shetty, certificate regarding surviving family members of the deceased Taranath Shetty, xerox copy of the RC pertaining to vehicle bearing Reg. No.KA-

19-T-0214, notarized copy of Aadhar cards of Shreya Shetye, Mamata T. Shetty, Rishit Shetty and deceased Taranth Shetty. By considering the nature of the documents which the petitioners intends to produce in this and the case putforth by the petitioners in this case, this Court opines that it is essential to permit the petitioners to produce the documents which are the true copies issued by the authorized authority as annexed with the IA except the xerox copies of the documents. Matter posted for further chief examination of PW-1 and if the documents which now petitioners intends to produced are got marked, respondents are having the opportunity to cross examine the witness on the said documents. petitioners made out grounds to consider the IA and grant the relief as prayed for. Hence I proceed to pass the following

ORDER

IA no.3 filed by the petitioners under Order 7 Rule 14 R/w Sec 151 of CPC is allowed.

Delay condoned. Petitioners permitted to produce the documents which are annexed with IA no.3 except the xerox copies of the documents.

Further chief examination of
PW-1.

Call on:18-10-2025.

Addl. Sr. Civil Judge & JMFC,
Puttur, D.K.