

Advocate for defendants No.9, 12 and 13 Sri. M.B. Nadaf filed application U/s.151 of C.P.C. to discard the oral evidence of DW.1, as DW.1 is suffering from memory disturbances. He produced medical certificate issued by Neuro Care Center stating that Mr. Siddappa Angadi is suffering from HTN (memory disturbances). Still DW.1 has not undergone the cross-examination through Advocate for plaintiff. So, in order to meet the ends of justice application filed by defendants is allowed. The oral evidence of DW.1 filed in the form of affidavit is discarded. Defendants can examine defendant No.12 as prayed for. The documents marked through DW.1 are adopted by defendants. So, the documents need not be remarked, but these documents can be attached to evidence of defendant No.12, who is going to be examined as DW.1, for that M.B.N. prays time, granted by 18.04.2024.

PSCJ and JMFC, Hubballi.