

COMMON ORDER ON I.A.NO.10 AND 11

1	Provision under which the application is filed	X- U/o 151 of CPC. XI- U/o 16 rule 1 and 2 of CPC.
2	Relief sought for	
3	The date on which the application is filed	X-25.112025 XI- 25.112025
4	Number of the application	II
5	The date on which the objections are filed by different opponents	06.12.2025
6	The date on which the orders were passed on the application	15.12.2025

The counsel for the defendant has filed IA No.10 and 11 with the prayer to permit him to lead further evidence by reopening the stage, condoning the delay in filling witness list.

2. Counsel for the plaintiff has filed objection to the said IA.

3. Heard the arguments, perused the materials available on record.

4. The defendant No.1 has filed affidavit in support of his applications and has contended that, the present suit is filed for the relief of declaration and possession alleging that the plaintiff is the owner of the suit schedule property. That the mother of the defendant No.1 has executed a registered will in his favour and hence in order to prove the said will it is necessary to examine the attesting witness. Since the defendant was not aware of the address of the witnesses there was a delay and hence the present application and prayed to allow the same.

5. That the counsel for the plaintiff has filed objection to the said IA contending that, the IA is not maintainable either or on law or on facts. There is no valid reason to allow the IA. That enough opportunity has already been given. The present application is filed with an intention to delay the proceedings. That even in the IA the defendant has not mentioned the correct addresses of the witnesses and hence prayed to reject the IA.

6. That the contention of the defendant No.1 is that, he is the adopted son of Siddamma and she has executed a will in his favour by Bequeathing the suit schedule

property in order to prove the will it is necessary to examine at least one attesting witness. Hence in order to put an end to the litigation and in order to meet the ends of justice. It is necessary to allow the IA. Hence, I proceed to pass the following -

ORDER

I.A.No.10 and 11 filed by the defendant is hereby allowed.

No orders as to costs.

The defendant is directed to lead further evidence without taking any further adjournments.

For further defendant's evidence finally by 21.01.2026.

Sd/-

Addl. Civil Judge & JMFC, Beluru.