

ORDERS ON IA NO.5

The plaintiff has filed IA No. 5 under Order 7 Rule 14(3) R/w Sec. 151 of CPC to furnish documents.

In the accompanying, it is submitted that the document annexed with the application is very much necessary to prove his case. Hence, this application.

On the other hand, the defendants have filed objection. By denying application averments submitted that, this application is not maintainable either under law or on facts. The plaintiff has not stated the reason in his affidavit why he has not produced the said documents in the earlier stage. At this stage, he can not allowed to produce the same. Only to drag on the matter, plaintiff has filed this false application. Hence, prays for dismissal of the same.

Perused and heard.

Admittedly, the plaintiff has filed this suit against defendants for the relief of declaration and mandatory injunction. The defendants are also sought for counter claim for declaration and possession. Though the defendants denied the application averments, but for the for effective adjudication of the matter, it is just and necessary to permit the plaintiff to furnish the documents. Hence I proceed to pass following;

::ORDER::

IA No. 5 filed by the plaintiff under Order 7 rule 14 of CPC is hereby allowed on costs of Rs.300/-.

Documents taken on record.

Sd/-

Pri. Civil Judge & JMFC,
Ranebennur.