

OS No. 64/2021

ORDER ON IA No.VI

This is an application filed by the plaintiff counsel seeking permission of this court to appear the PA Holder of plaintiff by name Devendrappa S/o Ramappa Tayitandi to participate in the proceedings of this case on behalf of the original plaintiff.

Along with application the power for attorney executed by the plaintiff is produced with a separate application filed U/O 7 Rule 14 of CPC.

It is stated by the plaintiff that she is the wife of power of attorney holder and due to rush of work at her home she can not able to attend the court regularly in order to proceed the matter. Hence she has executed PA in favour of her husband.

Perused the application and also gone through the materials.

The order 3 Rule 2 of CPC speaks about the recognized agents of parties by whom such appearance, applications and Acts may be made or done are the person holding power of attorney authorizing them to make and do such appearances, applications and Acts on behalf of such parties. Here, the original plaintiff has executed PA in favour of her husband by name Devendrappa S/o Ramappa Tayitandi. The power for attorney produced by the plaintiff disclosing the same. As the purpose of appearance of PA Holder is

concerned the plaintiff has stated about her health which prevented her to appear and participate in the proceedings of this court and which remained unchallenged by the defendant. Hence there are sufficient grounds to consider the application of plaintiff. Therefore I Proceed to pass the following,

ORDER

The application filed by the plaintiff U/O 3 Rule 2 of CPC is hereby allowed.

The PA Holder of plaintiff by name Devendrappa S/o Ramappa Tayitandi is hereby permitted to participate in the proceedings of this case on behalf of plaintiff.

The IA filed for production of power for attorney U/O 7 Rule 14 of CPC is hereby allowed and power for attorney produced by plaintiff taken on record.

Having regard to the facts and circumstances no orders as to cost.

For Plaintiff Evidence.

Call on 28-03-2025

**Sr. CJ and JMFC, Shiggaon.
Sitting at Savanur.**