

ORDER ON IA NO-19 FILED UNDER
ORDER 16 RULE 1 and 2 OF CPC.

1.	Provision under which the application is filed	Order 16 Rule 1 and 2 of CPC
2.	Relief sought for	For summoning the witnesses.
3.	The date on which the application is filed	02-03-2026
4.	Number of the application	I.A.No-19
5.	The date on which the objections are filed by different opponents	Nil
6.	The date on which the orders were passed on the said application	06-03-2026.

The petitioner has filed the present application for issuing witness summons to the Chief Officer TMC, Afzalpur and Sub registrar Afzalpur.

2. The petitioner has contended that, the witnesses are directed to appear before the court with documents to lead their evidence on Ex.P-12 and valuation report and situation of the Tahasildar office and sub registrar office and Minor irrigation department and government school and other commercial buildings and present market value of the plots and including acquired area as urban potential land.

3. The petitioner has contended that, the SLAO has not considered the request of the petitioner to hold that, the land of the petitioner is a NA potential land. The Award of the SLAO has recorded that, the land of the petitioner is dry land. The Ex.P-11 and 12 Sub registrar valuation shows that, 30 lakhs per acre [Rs.2,500/- [per Square meters] value. The opposite land of the petitioner bearing survey No-7 is converted to NA. The petitioner on the said material grounds has prayed for issuance of summons to the witnesses.

4. The respondents have not filed any objections to the present application.

5. Heard the arguments.

6. Perused the records the petitioner's land is acquired by 4[1] notification of the year 2007. The petitioner has produced the Ex.P-12 Sub registrar valuation of the year 2016-17 in support of his case. The petitioner is required to prove his case. The petitioner has produced the documents to prove his case. The petitioner has taken sufficient opportunity in the present matter. The petitioner has recalled the stage of the case several times. The petitioner has recalled the stage of the case from the judgment on conditions. The petitioner has filed the present application at the stage of further arguments. The petitioner cannot be permitted to take the case for ride as he wants. The petitioner has not made out any grounds to show the necessity of the said witnesses in the present case.

7. The grounds shown in the application does not warrant the summoning of the said witnesses. Without any specific legal purpose the witnesses cannot be called to lead their evidence in a blanket manner as per the will and wish of the petitioner. On considering the stage of the case and considering the order sheet at this stage I do not find any reasons made out by the petitioner to go back to the earlier stage. Hence on considering the materials on record I am of the opinion that the petitioner has not made out any grounds for allowing the present application. Hence the present application is required to be rejected.

Hence I.A.NO-19 filed by the petitioner under order 16 rule 1 and 2 of CPC is hereby rejected.

Senior Civil Judge and JMFC,

Afzalpur.