

ORDER ON IA NO-9 FILED UNDER  
ORDER 16 RULE 6 R/W SECTION 151 CPC.

1.	Provision under which the application is filed	Order 16 Rule 6 R/w section 151 of CPC
2.	Relief sought for	Issuance of summons to produce the documents
3.	The date on which the application is filed	04-02-2026
4.	Number of the application	I.A.No-9
5.	The date on which the objections are filed by different opponents	07-02-2026
6.	The date on which the orders were passed on the said application	18-03-2026.

The defendant No-1 has filed the present application for issuance of summons to the defendant No-3 for production of

original family partition letter certified before the notary dated 02-10-2007.

2. The defendant No-1 has contended that, the defendant No-3 has executed a family partition letter before the notary of Afzalpur. The said document is executed before the witnesses. The issuance of summons to the defendant No-3 to produce the said document is necessary in the present case. On the said material grounds the defendant No-1 has prayed for allowing the present application.

3. The defendant No-3 has filed objection to the present application by denying the grounds the application. The defendant No-3 has contended that, there is no any partition deed or partition document is made between the parties. The document called by the defendant No-1 is not in possession of the defendant No-3. On the said material grounds the defendant No-3 has prayed for rejection of the present application.

4. Heard the arguments.
5. Perused the records the plaintiff has filed the present suit for the relief of partition and separate possession against the defendants. The defendant No-2 and 3 have admitted the case of the plaintiff and contended that, there is no any partition taken place between the parties. The plaintiff appears to be not a party to the said documents. The defendant No-3 has submitted that, no any partition has taken place and he is not in possession of the said document called by the defendant No-1. Hence, on considering the nature of the documents and nature of the present suit and considering the material on record I am of the opinion that, the defendant No-1 has not made out grounds for allowing the present application. Hence, the present application is required to be rejected.

Hence, IA No-9 filed by the defendant No-1 is hereby rejected.

For further chief of DW-2 and 3 if any finally and arguments.

By :

Senior Civil Judge and JMFC,

Afzalpur.