

**Order on I.A No.III filed Under Order 7 Rule
14(2) of CPC by the plaintiff**

1. The plaintiff filed I.A No.II Under Order 7 Rule 14(2) of CPC praying to permit the plaintiff to produce the documents as shown in the list in the interest of justice.

2. The application is accompanied with an affidavit sworn by the plaintiff stating that at the time filing the suit it was not possible for the plaintiff to file the documents. The plaintiff wants to file necessary documents which are relevant for adjudication of the case. Due to unavoidable circumstances, the plaintiff could

not file the documents at early stage. Hence, plaintiff prayed to permit them to produce the documents.

3. Counsel for the defendant filed objections to the present application contending that the document filed by the plaintiff is not issued by concerned authority and the documents are prepared by the plaintiff to suit his case. On these grounds defendant prayed to reject the application.

4. Heard and perused the entire materials on record.

5. On the basis of materials on record, the following points, arise for consideration as under.

1. Whether the plaintiff has made out reasonable grounds to allow I.A No. II?
2. What order ?

6. On perusal of the entire materials on record on appreciating the same, the above points are answered as under:

Point No.1:- In the affirmative

Point No.2:- As per final order for the following reasons.

7. Reasoning on point No.1:

a. The plaintiff has filed this suit for recovery of amount. It is stated that at the time filing the suit it was not possible for the plaintiff to file the documents. The plaintiff wants to file necessary documents which are relevant for adjudication of the case. Due to unavoidable circumstances the plaintiff could not file the documents at early stage. On the contrary the defendant the document filed by the plaintiff is not issued by concerned authority and the documents are prepared by the plaintiff to suit his case.

b. The contention of the defendant that the document filed by plaintiff is not issued by concerned authority and the documents are prepared by the plaintiff to suit his case is matter of trial. Moreover defendant has opportunity to cross examine the witness on the said documents. Hence opportunity is to be given to the plaintiff to prove his case by producing relevant documents. Therefore the plaintiff has made out reasonable grounds to allow the application and accordingly Point No.1 is answered in affirmative.

8. Point No.2:- In view of the discussions made while answering Point No.1, I proceed to pass the following:

ORDER

I.A No.II filed by the plaintiff Under Order 7 Rule 14(2) of CPC is hereby allowed.

For further chief examination of PW1.

Call on 08-08-2024

**Senior Civil Judge & JMFC,
Chincholi.**