

28.3.2024.

**Orders on IA No.13 U/O 14 Rule 1 of CPC**

The defendant No.6 has filed this application U/O 14 Rule 1 of CPC and sought to frame additional issues.

**2.** The defendant No.6 has sworn to an affidavit in support of IA and stated that in his pleadings he has specifically contended that the suit is barred by the law of limitation and there is no cause of action to file the suit. But no issues are framed on the same points. Hence, prays to allow the IA.

**3.** Learned counsel for the plaintiff Sri.N.R. advocate has submitted to pass necessary orders on the IA.

**4.** Perused the records. Heard arguments.

**5.** On perusal of pleadings of both the parties it is found that the defendants in their written statement have specifically contended that the suit is barred by the law of limitation. Therefore, issue on that point needs to be framed. But issue on the point of cause of action need not be framed as if there is no cause of action to file the suit other remedies provided under the provisions of CPC. Hence, the following:

**ORDER**

The application filed by the defendant NO.6 U/O 14 Rule 1 of CPC is hereby partly allowed.

The Additional issue is framed and pronounced in the open court.

Senior Civil Judge & JMFC, Sedam.

On perusal of the pleadings this court find that additional issues arise. Hence the additional issues are framed along with issue on the point of limitation.

Senior Civil Judge & JMFC, Sedam.

For cross of PW.1 call on 8.4.2024.

Senior Civil Judge & JMFC, Sedam.