

**Common order on IA No.VI U/s 151, IA VII U/o 18 R 17 of CPC of
C.P.C. IA VIII U/o 7 R 14(A) of CPC filed by the plaintiff**

1. The counsel for plaintiff has filed the above applications seeking for reopen of above case for further plaintiff evidence by recalling Pw1 for further chief examination and permit to produce additional documents by plaintiff. In the affidavit it is stated that the above case is at the stage of arguments but plaintiff has not produced the copy of plaint in OS No.440/2022 which was not available at the time of chief examination. Hence, prayed to allow the above application.
2. On the other hand defendant counsel has filed objection to the above applications and stated that above case is at the stage of arguments. The document sought to be produced by the plaintiff is not concerned to the present case. Hence, prayed to dismiss the above applications.
3. Perused records. The above suit is filed by the plaintiff seeking for relief of partition and separate possession. Now the case is at the stage of Arguments. At this stage plaintiff has come up with above applications stating that it is very much necessary for him to produce some documents to prove his case which were not available at the time of evidence.
4. It is noticed that in the present suit there is a very much delay by the plaintiff to produce the documents by recalling Pw1 for further chief examination. However, in the interest of justice and equity and in order to give a last opportunity to the plaintiff to prove his case the IA filed by plaintiff are allowed, however with cost. Hence the following

ORDER

IA No.VI U/s 151, IA VII U/o 18 R 17 of CPC of C.P.C. IA VIII U/o 7 R 14(A) of CPC filed by the plaintiff are hereby allowed on cost of Rs.100/- each.

Case is reopened, Pw1 is recalled for further chief examination and permitted to produce the additional documents.

By 06.01.2023

Prl. Civil Judge. & JMFC.,
Malavalli