

**ORDERS ON APPLICATION FILED BY THE
PLAINTIFF UNDER ORDER 11 RULE 5 R/W SEC.151
OF C.P.C.**

This is the suit filed by the Plaintiffs seeking recovery of Rs.2,67,73,000/- and Rs.50,00,000/- with interest, in which when the matter was posted for Plaintiffs' evidence Plaintiffs have filed the present application under Order 11 Rule 5 R/W Sec.151 of C.P.C. seeking to call the documents like M.O.U, Partnership Firm Registration Certificate, Agreement for Sale, Sale Deed etc., from II Addl., Civil Judge and JMFC., Mandya.

2. In the affidavit filed in support of the application the Plaintiff No.2 has contended that, in Cr.No.155/2017 of Mandya East Police Station for the purpose of investigation I.O has obtained the said documents from the Plaintiff No.1 and produced the same before the Court. Hence, it is very much necessary to call those documents from the Court.

3. To this application learned counsel for the Defendant has filed objection stating that, the application is not maintainable either in law or on facts and same is filed only to prolong the matter. The Plaintiffs have no locus standi to file such

application. Therefore, application is liable to be rejected.

4. On perusal of the application and objection it appears to me that, when the documents in question are relevant to the present suit it is proper and necessary to call the documents as claimed. Hence, it is decided to allow the application. Hence, the following;

ORDER

The application filed by the Plaintiffs under Order 11 Rule 5 R/W Sec.151 of C.P.C. is allowed.

Office is directed to call the documents as per the application filed by the Plaintiffs.

Await documents.

Call on : 10.10.2025.

(MALLANAGOUDA)
II Addl. District & Sessions Judge,
Mysuru.