

1.	Provision under which the application is filed	U/section 18 Rule 17 R/w 151 of CPC
2.	Relief sought for	Recall of PW 3 and 4
3.	The date on which the application is filed.	29-11-2024
4	Number of application.	IA No. 24
5	The date on which the objections are filed by different opponents	29-11-2024 no objection .
6.	The date on which the orders were passed on the said application.	29-11-2024.

ORDER ON IA NO. 24

Sri. R.K. advocate for defendant No. 15 filed application no. 24 under order 18 rule 17 R/w 151 of CPC with prayer to recall the PW 3 and 4 for further cross-examination.

Plaintiff counsel submits no objection.

Heard both parties and perused the affidavits, satisfied reasons stated in the affidavit. That apart the documents which are produced along with the applications are just and necessary to dispose of the suit on merits. Further, in order to dispose off the suit on merits and to avoid multiplicity of proceeding opportunity has to be given to the parties. But there is filing delay in filing the application. Hence this court is of the opinion that it is just and necessary to permit the defendant to further cross-examination of PW 3 and 4.

Hence I proceed to pass the following:

ORDER

Application no. 24 filed by the defendant no. 15 counsel under order 18 rule 17 of CPC R/w 151 of CPC is hereby allowed with cost of Rs. 200/-. PW 3 and 4 recalled condition on next date of hearing PW 3 and 4 cross-examination shall be completed without seeking any adjournment. Cost paid. Further filed memo reporting death of plaintiff no. 13 and 14. Plaintiff is directed to take steps to bring Lrs of plaintiff No. 13 and 14.

Call on 18-12-2024.

Sd/-
Civil Judge & JMFC,
Devadurga

