

1.	Provision under which the application is filed	U/o 18 Rule 17 of CPC
2.	Relief sought for	Recall of DW-1.
3.	The date on which the application is filed.	16-04-2026
4	Number of application.	IA No. 07 and 08
5	The date on which the objections are filed by different opponents	25-04-2026 objection filed
6.	The date on which the orders were passed on the said application.	25-04-2026

ORDER ON IA NO. 07 AND 08.

Sri. B.S.D. advocate for defendant no. 3 filed application no. 07 and 08 under order 18 rule 17 R/w 151 of CPC with prayer to recall the DW 1 for further chief-examination and production of documents. Plaintiff counsel filed 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 for further chief-examination and production of documents .

Hence I proceed to pass the following:

ORDER

Application no. 07 and 08 filed by the defendant counsel under order 18 rule 17 of CPC R/w 151 of CPC are hereby allowed DW 1 recalled and permitted to lead further chief-examination and production of documents. Call on 30-04-2026.

Sd/-
Civil Judge & JMFC,
Devadurga

Sri. BKV advocate for
defendant no.1 files two
applications one under order
18 rule 17 of CPC, under
section 151 of CPC with prayer

to permit the defendant no.1 to
further cross-examine PW2.

Sri. PV advocate for plaintiff submits no objections to allow the applications.

Heard both parties and perused the memo of fact, satisfied reasons stated in the memo of fact . 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. Hence this court is of the opinion that it is just and necessary to permit the plaintiff to cross examine and to recall the PW2. Hence I proceed to pass the following:

ORDER

Application no. 6 and 7 filed by the defendant no.1 under order 18 rule 17 of CPC, under section 151 of CPC are hereby allowed.

Consequently, the defendant no.1 is permitted to further cross examine the PW2.

Call 25-10-2023

Addl. Civil Judge
& JMFC,
Arsikere

275-17

Sri. BKV advocate for defendant no.1 files two applications one under order 18 rule 17 of CPC, under section 151 of CPC with prayer to permit the defendant no.1 to further cross-examine PW2.

Sri. PV advocate for plaintiff submits no objections to allow the applications.

Heard both parties and perused the memo of fact, satisfied reasons stated in the memo of fact . That apart the documents which are produced

Application no. 6 and 7 filed by the defendant no.1 under order 18 rule 17 of CPC, under section 151 of CPC are hereby allowed.

Consequently, the defendant no.1 is permitted to further cross examine the PW2.

Addl. Civil Judge

Arsikere

Sri.BKV advocate for defendant no.8 files two applications one under XVIII Rule 17 of CPC, and another application under order 151 of CPC with prayer to permit the defendant no.8 to produce the documents produced along with application and recall the DW1 to lead further chief examination of DW1.

Sri.KAR advocate for plaintiff submits no objection to allow the applications.

Heard both parties and perused the affidavits, satisfied reasons stated in the affidavit. That apart the documents which are produced along with the application 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. Hence this court is of the opinion that it is just and necessary to permit the defendant to produce

Applications filed by the defendant no.8 under XVIII Rule 17 of CPC and another application under order VIII Rule 1A of CPC are hereby allowed.

Consequently, defendant no.8 are permitted to produce the documents as prayed in the application and DW1 is recalled to lead further chief examination of DW1.

Addl. Civil Judge
 & JMFC,
 Arsikere

Again taken up
Dw2 further examines
Ex.D9 and 10 marked.

and JMFC., Addl.Civil Judge

Arsikere

Smt.TMS advocate for plaintiff files three applications one under order 18 rule 17 of CPC, under section 151 of CPC and another application under order VII Rule 14 of CPC with prayer to permit the plaintiff to produce the documents produced along with applications and to lead further chief examination of Pw1.

Sri.KLP/DBC advocate for defendant submits no objections to allow the applications on cost.

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. Hence this court is of the opinion that it is just and necessary to permit the plaintiff to produce the documents and to recall the PW1 to lead further chief of PW1. Hence I proceed to pass the following:

ORDER

Applications filed by the plaintiff under order 18 rule 17 of CPC, under section 151 of CPC and another application filed under order 7 Rule 14 of CPC are hereby allowed on cost

of Rs.200/-.

Call again

and JMFC., Addl.Civil Judge
Arasikere

Sri.HSK advocate for plaintiff files two applications one under order 18 rule 17 of CPC and another application under order VII Rule 14 of CPC with prayer to permit the plaintiff to produce the documents produced along with applications and to lead further chief examination of Pw1.

Smt.LH/KAR advocate for defendant submits no objections to allow the applications.

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. Hence this court is of the opinion that it is just and necessary to permit the plaintiff to produce the documents and to recall the PW1 to lead further chief of PW1. Hence I proceed to pass the following:

ORDER

Applications filed by the plaintiff under order 18 rule 17 of CPC and another application filed under order 7 Rule 14 of CPC are hereby allowed.

Consequently, the plaintiff is permitted to produce the documents and to lead further chief-examination of PW1.

Call again

Addl. Civil Judge
& JMFC,
Arsikere

PW1 further examines
Ex.P-5 to 12 marked.

For cross examination
of PW1 by
17.07.2023

Addl.Civil Judge
and JMFC.,
Arasikere

Sri.RVK advocate for defendant files two applications one under XVIII Rule 17 of CPC, and another application under order 151 of CPC with prayer to permit the defendants to produce the documents produced along with application and recall the DW2 to lead further chief examination of DW2.

Smt.TMS advocate for plaintiff submits no objection to allow the applications.

Heard both parties and perused the affidavits, satisfied reasons stated in the affidavit. That apart the documents which are produced along with the application 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. Hence

this court is of the opinion that it is just and necessary to permit the defendant to produce the document and to recall the DW1 to lead further chief examination of DW1, in order to disposal of the suit on merits and to avoid the multiplicity of the proceedings. Hence I proceed to pass the following:

ORDER

Applications filed by the defendants under XVIII Rule 17 of CPC and another application under order VIII Rule 1A of CPC are hereby allowed.

Consequently, defendants are permitted to produce the documents as prayed in the application and DW2 is recalled to lead further chief examination of DW2.

Call again

Addl. Civil Judge
& JMFC,
Arsikere

Again taken up
Dw2 further examines
Ex.D9 and 10 marked.

For cross-examination of
DW2 by 19.06.2023

Addl.Civil Judge
and JMFC.,
Arsikere

Smt.VB advocate for defendant files three applications one under order 18 Rule 17 of CPC, under order 151 of CPC and another application under order VIII Rule 1A of CPC with prayer to permit the defendant to produce the documents produced along with applications and to lead further chief examination of Dw1.

Sri.OAS/AM advocate for plaintiff submits no objections to allow the applications on cost.

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. Hence this court is of the opinion that it is just and necessary to permit the defendant to produce the documents and to recall the

DW1 to lead further chief of DW1. Hence I proceed to pass the following:

Applications filed by the defendant under XVIII Rule 17 of CPC, under order 151 of CPC and another application filed under order 8 Rule 1A of CPC are hereby allowed on cost of Rs.200/-.

Call again

DW1 further examines Ex.P1 and 2 marked.

For cross-examination
of Dw1. Call on 14.06.2023

Addl.Civil Judge and
 JMFC.,
 Arasikere

Smt.VB advocate for defendant files two applications one under order 151 of CPC and another application under order VIII Rule 1A of CPC with prayer to permit the defendants to produce the documents produced along with application and recall the DW1 to lead further chief examination of DW1.

Sri.MS/NSS advocate for plaintiff submits no objection to allow the applications.

Heard both parties and perused the affidavits, satisfied reasons stated in the affidavit. That apart the documents which are produced along with the application 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. Hence this court is of the opinion that it is just and necessary to permit the defendant to produce the document and to recall the DW1 to lead further chief

examination of DW1, in order to disposal of the suit on merits and to avoid the multiplicity of the proceedings. Hence I proceed to pass the following:

Applications filed by the defendants under order 151 of CPC and another application under order VIII Rule 1A of CPC are hereby allowed on cost of Rs.300/-.

Consequently, defendant no.5 is permitted to produce the documents as prayed in the application and DW1 is recalled to lead further chief examination of DW1.

Addl. Civil Judge
 & JMFC,
 Arsikere

DW1 further examines
Ex.D29 to 31 marked.

and JMFC.,
Arsikere

Sri.AGD advocate for defendants files three applications one under XVIII Rule 17A of CPC, under order 151 of CPC and another application under order VIII Rule 1A of CPC with prayer to permit the defendants to produce the documents produced along with application and recall the DW1 to lead further chief examination of DW1.

Sri.KVH advocate for plaintiff submits no objection to allow the applications.

Heard both parties and perused the affidavits, satisfied reasons stated in the affidavit. That apart the documents which are produced along with the application 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. Hence this court is of the opinion that it is just and necessary to permit the defendant to produce the document and to recall the DW1 to lead further chief examination of DW1, in order to disposal of the suit on merits and to avoid the multiplicity of the proceedings. Hence I proceed to pass the following:

ORDER

Applications filed by the defendants under XVIII Rule 17 of CPC, under order 151 of CPC and another application under order VIII Rule 1A of CPC are

and JMFC., Addl.Civil Judge
Arsikere

Smt.TMS advocate for plaintiff files applications under order 18 Rule 17 of CPC with prayer to recall the Pw1 to lead further chief examination of Pw1.

Defendant placed exparte. Hence, objections taken as nil.

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. Hence this court is of the opinion that it is just and necessary to

Applications filed by the plaintiff under XVIII Rule 17 of CPC is hereby allowed.

Consequently, the Pw1 is recalled to lead further chief-examination of PW1.

Addl. Civil Judge
 & JMFC,
 Arsikere

Plaintiff files memo with documents. Pw1 further examines Ex.P7 to 9 marked.

Defendant placed exaparte. Hence, cross-examination of Pw1 taken as nil.

For further evidence of
plaintiffs by 09.06.2023

Addl.Civil Judge and
 JMFC.,
 Arasikere

Sri.BSP advocate for plaintiff submits no objection to allow the IA no.II and III on cost.

Heard both parties and perused the affidavits, satisfied reasons stated in the affidavit. That apart the documents which are produced along with the application 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. Hence this court is of the opinion that it is just and necessary to

IA no.II and III filed by the defendants under XVIII Rule 17 of CPC and another application filed under order VIII Rule 1A of CPC are hereby allowed on cost of Rs.200/-.

Consequently, defendants are permitted to produce the documents as prayed in the application and DW1 is recalled to lead further chief examination of DW1.

Addl. Civil Judge
 & JMFC,
 Arsikere

For cross-examination of
DW1 by 26.05.2023

and JMFC.,
Arsikere

Smt.LH advocate for defendant no.5 files two applications one under XVIII Rule 17A of CPC and another application under order VIII Rule 1A of CPC with prayer to permit the defendant no.5 to produce the documents produced along with application and to recall the DW1 to lead further chief examination of DW1.

Sri.RA/NSS advocate for plaintiff submits no objection to allow the applications.

Heard both parties and perused the affidavits, satisfied reasons stated in the affidavit. That apart the documents which are produced along with the application 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. Hence this court is of the opinion that it is just and necessary to permit the defendant to produce the document and to recall the DW1 to lead further chief examination of DW1, in order to disposal of the suit on merits and to avoid the multiplicity of the proceedings. Hence I proceed to pass the following:

and JMFC.,
Arsikere

Sri.BMP advocate for plaintiff files two applications one under order 18 Rule 17 of CPC and another one U/o VII Rule 14 of CPC with prayer to permit the plaintiff to produce the documents produced along with applications and to lead further chief examination of Pw1.

Sri.BKV advocate for
defendant submits no
objections to allow the
applications.

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. Hence this court is of the opinion that it is just and necessary to permit the plaintiff to produce the documents and to recall the PW1 to lead further chief of PW1. Hence I proceed to pass the following:

ORDER

Applications filed by the plaintiff under XVIII Rule 17 of CPC and another application filed under order 7 Rule 14 of CPC are hereby allowed.

Consequently, the plaintiffs is permitted to produce the documents and to lead further chief-examination of PW1.

Call again

Addl. Civil Judge
& JMFC,
Arsikere

PW1 further examines Ex.P3 to 7 marked.

Sri.BKV advocate for defendant no.2 cross examine the Pw2.

Sri.AG advocate for defendant no.1 adopted the cross examination of defendant no.2.

For further evidence of plaintiffs by 31.03.2023

Addl.Civil Judge and
JMFC.,

Arasikere

Sri.BMM advocate for plaintiff files application one under order VII Rule 14 of CPC with prayer to permit the plaintiff to produce the documents produced along with application.

Sri.KJ and Smt.TMS advocate for defendants submits no objections to allow the application.

Heard and perused the affidavit, satisfied reasons stated in the affidavit. That apart the documents which are produced along with the application are just and necessary to dispose of the suit

Application filed by the plaintiff under order VII Rule 14 of CPC are hereby allowed.

Consequently, plaintiff is permitted to produce the documents as prayed in the application.

Call again

Addl. Civil Judge
& JMFC,
Arsikere

PW1 further examines, Ex.P1 to P13 marked.

Sri.KAR advocate for
defendant no4 fully
cross examine PW1.

For cross-examination
of PW1 on
behalf of defendant no.1 to 3 by

01.02.2023 Call on

and JMFC., Addl.Civil Judge

Arsikere

Again taken up
PW1 further examines Ex.P4
to Ex.P11 marked.

For cross examination of
PW1 by 20.02.2023

Addl.Civil Judge
and JMFC.,
Arsikere

Sri.HSG advocate for defendant files application under order VII Rule 14 of CPC with prayer to recall the Pw1 and permit the defendant to cross examine the PW1.

Sri.ASM advocate for plaintiff submits no objection to allow the applications.

Heard both parties and perused the affidavits, satisfied reasons stated in the affidavit. That apart the documents which are produced along with the application 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. Hence this court is of the opinion that it is just and necessary to permit the plaintiff to produce the document and to recall the PW1 to lead further chief of PW1. However there is delay in filing the applications, mere delay is not a ground to reject the applications, when the documents produced along with the application are necessary for disposal of the case on merit, but the delay caused in filing the applications may be compensated by imposing suitable costs. Hence I proceed to pass the following:

ORDER

Applications filed by the plaintiff under XVIII Rule 17 of CPC and another application filed under order 7 Rule 14 of CPC are hereby allowed.

Consequently, PW1 is recalled and permitted to lead further chief-examination of PW1.

Call again

Addl. Civil Judge
& JMFC,

Arsikere

Again taken up
PW1 further examines
Ex.P10 and 11
marked.

For cross examination of
PW1 by 24.03.2023

Addl.Civil Judge
and JMFC.,

Arsikere

Sri.Rabart Anand advocate
for plaintiff files two
applications one under XVIII
Rule 17 of CPC and another
application under order 7 Rule

14 of CPC with prayer to recall the PW1 and permit the PW1 to lead further chief examination of PW1.

Sri.RL advocate for defendant submits no objection to allow the applications.

Heard both parties and perused the affidavits, satisfied reasons stated in the affidavit. That apart the documents which are produced along with the application 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. Hence this court is of the opinion that it is just and necessary to permit the plaintiff to produce the document and to recall the PW1 to lead further chief of PW1. However there is delay in filing the applications, mere delay is not a ground to reject the applications, when the documents produced along with the application are necessary for disposal of the case on merit, but the delay caused in filing the applications may be compensated by imposing suitable costs. Hence I proceed to pass the following:

ORDER

Applications filed by the plaintiff under XVIII Rule 17 of CPC and another application filed under order 7 Rule 14 of CPC are hereby allowed.

Consequently, PW1 is

OS 61/2022

recalled and permitted to lead further chief-examination of PW1.

Call again

Addl. Civil Judge
& JMFC,
Arsikere

Again taken up
PW1 further examines Ex.P4
to Ex.P11 marked.

For cross examination of
PW1 by 20.02.2023

Addl.Civil Judge
and JMFC.,
Arsikere

Sri.HSR advocate for plaintiff files two applications one under XVIII Rule 17 of CPC and another application under order 151 of CPC with prayer to recall the PW1 and permit the PW1 to lead further chief examination of PW1.

Sri.KJ advocate for defendant submits no objection to allow the applications.

Heard both parties and perused the affidavits, satisfied reasons stated in the affidavit. That apart the documents which are produced along with the application 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. Hence

Applications filed by the plaintiff under XVIII Rule 17 of CPC and another application filed under section 151 of CPC are hereby allowed.

Call again

Again taken up
PW1 further examines Ex.P1
to Ex.P6 marked.

and JMFC., Addl.Civil Judge

Arsikere

Smt.ANC advocate for plaintiff files two applications one under XVIII Rule 17 of CPC and another application under order VII Rule 14 of CPC with prayer to permit the plaintiff to produce the documents produced along with application and to recall the PW1 to lead further chief of PW1.

Smt.LH advocate for defendant submits no objection to allow the applications on cost.

Heard both parties and perused the affidavits, satisfied reasons stated in the affidavit. That apart the documents which are produced along with the application 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. Hence this court is of the opinion that it is just and necessary to permit the plaintiff to produce the document and to recall the PW1 to lead further chief of PW1. However there is delay in filing the applications, mere delay is not a ground to reject the applications, when the documents produced along with the application are necessary for disposal of the case on merit, but the delay caused in filing the applications may be compensated by imposing suitable costs. Hence I proceed to pass the following:

ORDER

Applications filed by the plaintiffs under XVIII Rule 17 of CPC and another application filed under order VII Rule 14 of CPC are hereby allowed on cost of Rs.200/-.

Consequently, plaintiff is permitted to produce the documents as prayed in the application and PW1 is recalled to lead further chief of PW1.

Call again

Addl. Civil Judge
& JMFC,

Arsikere

Again taken up
PW1 further examines Ex.P1
to Ex.P5 marked.

For further chief
examination of PW1 by 05-08-2022.

Addl.Civil Judge
and JMFC.,

Arsikere

