

**ORDERS ON I.A.NO.7**

This is an application filed by the applicant/defendant U/o 3 Rule 2(a) R/w section 151 of CPC with a prayer to permit him to conduct or represent the case on behalf of the defendant.

The present application is supported with the affidavit of applicant, wherein he deposed that the plaintiff has filed the present suit against the defendant for permanent injunction. The defendant is an old aged person and suffering from various old aged diseases as such the defendant couldn't able to attend the case to adduce his evidence and conduct the case personally. Hence it is just and necessary for the defendant to appoint SPA holder to lead evidence on his behalf and conduct the case. On these grounds, the applicant prayed to allow the present application.

Heard both the parties on the present application.

I have gone through the application, plaint, written statement and other material available on record. It is pertinent to note that the Act/statute itself has provided an opportunity to the parties to conduct their case through their Agents, GPA holders, as such it is not necessary to seek permission for appointment of GPA/SPA holder to conduct the case on behalf of either party. As such, the SPA holder of the defendant is at liberty to lead his evidence on behalf of the defendant by producing the GPA/SPA copy executed by the defendant. For which they need not to take any permission from the court as the same is not required. By considering the nature of this case, facts and circumstances, this court proceeds to pass the following:

**ORDER**

I.A.No.7 filed Under Order 3 Rule 2(a) R/w section 151 of CPC by the applicant/defendant is hereby rejected.

The SPA holder of the defendant is at liberty to produce the SPA copy along with Vakalath at the time of his evidence.

Posted for defendant's evidence.

Call on 01-09-2025.

**Sd/-  
Prl., CJ & JMFC.,  
Kanakapura.**