

**COMMON ORDERS ON I.A.  
NO.9 AND 10.**

Sri.STN Advocate for the defendants has filed IA.No.9 U/Sec.151 of CPC with a prayer to reopen the case for further cross examination of PW.1 and IA.No.10 U/O 18 Rule 17 R/w Section 151 of C.P.C with a prayer to recall the PW.1 for further cross examination.

The learned counsel for the plaintiff has opposed to the present application by filing objections and prayed to dismiss the applications by stating that the defendants have failed to cross examine the PW1 despite sufficient opportunities being given to them. Now at the stage of arguments only in order to drag on the case proceedings have filed these applications without having any valid grounds. As such the present applications are not maintainable and liable to be dismissed. On these grounds the plaintiff prayed to dismiss the applications.

Heard arguments.

I have perused contents of affidavits enclosed to the present applications when the case was

posted for arguments, the defendants have filed these applications. Since the defendants are contesting the case of the plaintiff as such an opportunity should be given to the defendants to further cross examine the PW1 in order to prove their defence. Though there is an exorbitant delay in filing these applications as such some cost can be imposed for delay. By allowing these applications no harm or injustice will be caused to the plaintiff and the defendants have to provide one more opportunity to cross examine the PW.1 as prayed for. Therefore there are no reasons to reject the present applications. Hence, I proceed to pass the following.

**ORDER**

IA.No.9 and 10 filed by the defendants are hereby allowed on cost of Rs.400/- each.

PW.1 is hereby recalled for further cross examination.

Posted for further cross examination of PW1.

Call on 04-02-2026.

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