

Objections filed to IA No.11 and 12 on behalf of plaintiff. For orders. Kept by.

Case called out again at 3.00 pm.

Orders dictated in Open Court

D/C has filed IA No.11 and 12 seeking to reopen and recall PW-1 for the purpose of cross examination on additional issues.

Percontra, objections filed on behalf of plaintiff refuting the said application as not maintainable by contending that, no valid grounds has been made out in an affidavit annexed with IA No.11 and 12 and inspite of providing sufficient opportunities, the defendant failed

to cross-examine the PW-1. Hence, prays to dismiss the application.

Perused the materials on records. On perusal of ordersheet, it is evident that though the defendant has shown negligence in cross-examining PW-1, but defendant deserves another opportunity in order to prevent violation of natural justice and if the said application is disallowed, the defendant will be having far reaching consequences shutting the doors for the defendant. Hence, if an application is allowed by imposing costs, the interest of both the parties will be protected. On all these grounds, IA No.11 and 12 are hereby allowed on cost of Rs.500/-. PW-1 is hereby

recalled. For cross of PW-1 on preliminary issue.

Call on: 03-05-2025

Sd/-

C/c.Civil Judge, Ankola.