

ORDER On I.A.No.VIII

The plaintiffs have filed I.A.No.VIII under Order 7 Rule 14 of CPC., for production of documents. In the accompanying affidavit to the I.A., it is stated by the plaintiff No.6 that the plaintiffs have filed the suit against the defendants for the relief of declaration, permanent injunction and cancellation of relinquishment deed. He recently came to know that the defendant No.2 sold the property to K.Goneppa under registered sale deed dated 29.10.2021. Therefore, it is necessary to produce the documents. If the application is allowed no injustice will be caused to other side. If the application is not allowed it causes injustice to the plaintiffs. Hence, they pray to allow the application.

To the said application the defendants have not filed any objections.

The present suit is filed by the plaintiffs for the relief of declaration of title, permanent injunction and cancellation of relinquishment deed. Along with the above said I.A., the plaintiffs have produced the certified copy of the registered sale deed dated 02.02.2022. According to the plaintiffs the above said document is necessary to prove their case.

Burden of proving the case is on the plaintiffs. Therefore, opportunity has to be given to the plaintiffs to produce the documents, otherwise it amounts to not giving opportunity to the plaintiffs for proving their case. Furthermore, as stated above the defendants have not filed any objections to the above said I.A. Hence I proceed to pass the following;

ORDER

I.A.No.VIII filed by the plaintiffs under Order VII Rule 14(2) R/w Sec.151 of CPC., is hereby allowed.

The plaintiffs are permitted to produce the documents.

C.J.,& JMFC., HAGARIBOMMANAHALLI

For amendment and for filing of amended
plaint by 23.04.2025.

C.J.,& JMFC., HAGARIBOMMANAHALLI