

IN THE COURT OF THE SUB JUDGE, CHENGANNUR**Present :- Smt.Veena.V.S, Sub Judge****Wednesday, the 11th February 2026/22nd Magham 1947****IA No. 02/2026 in OS 31/2024**

(Filed on 04.02.2026)

Petitioner/Defendant :- Minija.P.J,
W/o. Sibirajamani,
Puthenkunnu Kizhakkecharuvil Veettil,
Peringala.P.O, Peringala Muri,
Mulakuzha Village, Chengannur Taluk

(By Adv.P.C.Dilepkumar)

Respondent/Plaintiff :- Abraham.K.J,
aged 38 years, S/o. C.A John,
Karovelil Puthenveettil,
Angadikal South P.O,
Angadikal Muri,
Chengannur Village, Chengannur Taluk.

(By Adv.P.K.Alexander)

This petition having been finally heard on 11.02.2026 and this court on the same day passed the following.

ORDER

The petition is filed under Sec. 151 of CPC.

Petition averments in brief are as follows:

2. The petitioner is the defendant in the above case. The plaintiff filed the suit for money on the basis of promissory note alleged to be executed by the defendant. The

defendant denied the signature in the said document to prove her version. It is highly necessary to obtain an expert report from Forensic Science Lab by comparing the signature of the disputed document with her specimen signature. Hence the petition is filed.

2. The respondent filed objection by contending that the petition is not maintainable either in law or on facts. The petition is only to drag the case. The petitioner could not produce the specimen signature before the court. Hence the petition may be dismissed.

3. From the petition averments and contentions in the objection the following points were raised for consideration.

1. Whether the prayer in the petition is allowable?

2. Reliefs and costs?

4. There is no evidence adduced from either side.

5. Heard both sides. Perused the records.

Point Nos. 1 and 2 :-

6. The suit is for realization of money, on the basis of the promissory note by alleging that the said document was executed by the defendant. In the written statement itself the defendant challenged the said promissory note and denied the signature of the defendant on the said document. So the main issue revolved around in this case is the due execution of promissory note and the signature there upon. By considering the

nature of the case I am of considered view that the expert evidence is highly necessary for the proper adjudication of the case. Hence I am inclined to allow the petition.

7. Even though the defendant prayed to send the disputed documents as well as the specimen signatures of the defendant to FSL for obtaining expert report, I am of view that it should be send to finger print bureau for obtaining the report by comparing the signatures as they are the expert to give opinion by comparing the signature.

In the result the petition is allowed. The petitioner is directed to deposit the batta for comparison on or before 19-02-2026. It is directed that the petitioner shall be present for obtaining her specimen signatures in the presence of the counsels of both the plaintiff and the defendant and CMO of this court.

(Dictated to the Confidential Assistant, transcribed and typed by her, corrected by me and pronounced in the open court on this day, 11th February 2026)

Sd/-
Veena. V.S
Sub Judge

Appendix: NIL

Id/-
Sub Judge

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Sub Judge