

IN THE COURT OF THE MUNSIFF, ATTINGAL
PRESENT:SMT.SWATHI R KRISHNAN, MUNSIFF
SATURDAY 25th OCTOBER, 2025/3rd KARTHIKA, 1947

IA 05/2025 IN O.S. No.280/2014

Petitioners/Plaintiffs:

1. Jayakumar, Kunnuvila Veedu, Eanchavilakom, Kattayikonam P.O, Edatharamuri, Andoorkonam Village, Thiruvananthapuram Taluk
 2. Laila, W/o Jayakumar, Eanchavilakom, Kattayikonam P.O, Edatharamuri, Andoorkonam Village, Thiruvananthapuram Taluk
- By Adv: Sri.M P Jayachandran Nair

Counter Petitioners/Defendants:

1. Vijayan, S/o Somasudharam, Kadayil Veedu, Kalarikkavila, Kattayikonam P.O, Alineramuri, Ayrooppara Village
2. Vijayakumar, S/o Somasudharam, Kadayil Veedu, Kalarikkavila, Kattayikonam P.O, Alineramuri, Ayrooppara Village
3. Latha, Chinju Bhavan, Edatharamuri, Andoorkonam Village
4. Thulaseedharan, H/o Latha, Chinju Bhavan, Edatharamuri, Andoorkonam Village

By Adv: Sri.Muhammed Muhasin

This petition having been finally heard on 25/10/2025 and the court on the same day passed the following

ORDER

This petition is filed by the 2nd plaintiff to issue court certificate to the Taluk Tahsildar to produce the Voter's list of Idathara ward in Pothencode Grama Panchayath during 1990 to 2015. The 3rd defendant filed an objection contending that the petition is not maintainable. Since the case is now posted to further evidence of defendants and the document sought to be produced is not relevant and hence the petition may be dismissed with costs.

Heard both sides in detail. The plaintiff filed this petition contending that the voters list is a relevant document and hence a court certificate has to be issued. The interesting aspect to be considered is that the case now stands

posted to the further evidence of defendants. The plaintiff's evidence was closed. The plaintiff ought have summoned the witness to produced the documents and that should be the course to be adopted to adduce evidence. When the plaintiff has a procedure specified to be followed, the court cannot invoke its powers under Section 151 of CPC and issue a court certificate. The plaintiff should adopt the procedure specified by the code of Civil Procedure to adduce evidence to prove their case. Hence this court is of the view that the court cannot invoke Section 151 of CPC and issue a court certificate. Hence in view of discussion above, this petition is dismissed. Considering the facts and circumstances of the case, there is no order as to costs.

Sd/-
SWATHI R KRISHNAN
MUNSIFF

Appendix:- Nil

Id/-
MUNSIFF

Typed by :Sheena.K
Compared by: Shilpa