

IN THE COURT OF THE SUBORDINATE JUDGE, ODDANCHATRAM

PRESENT : Thiru.C.Jayaprakash.,M.Com.,M.L.,

Subordinate Judge, Oddanchatram.

Thursday, the 12th day of February 2026

திருவள்ளூர் ஆண்டு 2056 விசுவாசு வருடம் தை மாதம் 29-ம் நாள்

I.A.No.01/2026

in

O.S.No.281/2024

S.Senthilkumar

... Petitioner / 3rd Party

Sakkaraiyammal

... 2nd Petitioner / Defendant

/ Vs/

Sureshkumar

...Respondent / Plaintiff

This petition is coming on 12.02.2026 before me in the presence of Thiru.R.Muruganatham Counsel for the 2nd Petitioner / Defendant and Respondant / Plaintiff is called absent set exparte and upon perusing the case records, having stood over for consideration, this court delivers the following.

ORDER

Petition filed on behalf of the Petitioner / 3rd Party Under Order 16 Rule 1 of C.P.C to order to examine in the witness.

Petitioner side enquiry heard. Notice of Hearing already given and Previous hearing for counter and disposal stage. Respondent side counter not filed. Hence, Respondent called absent set exparte. It is settled that no one can left without heard and if any order passed without giving opportunity to the other side, is against natural justice. The reasons found in the petition and affidavit is satisfied. This court of view that in order to give a chance to the petitioner to examine in the witness and in the interest of justice and as per the Audi Alteram partem principle, this court inclined to allow this petition without cost.

In fine,

This petition is allowed. No costs.

This order pronounced by me in the open court, on this the 12th day of February 2026.

(S/d–Thiru.C.Jayaprakash)

Subordinate Judge,

Oddanchatram.

2nd Petitioner / Defendant side witnesses : Nil

2nd Petitioner / Defendant side Documents : Nil

Respondent / Plaintiff side witnesses : Nil

Respondent / Plaintiff side Documents : Nil

(S/d–Thiru.C.Jayaprakash)

Subordinate Judge,

Oddanchatram.

IN THE COURT OF THE SUBORDINATE JUDGE, ODDANCHATRAM

PRESENT : Thiru.C.Jayaprakash.,M.Com.,M.L.,

Subordinate Judge, Oddanchatram.

Thursday, the 12th day of February 2026

திருவள்ளூர் ஆண்டு 2056 விசுவாசு வருடம் தை மாதம் 29-ம் நாள்

I.A.No.01/2026

in

O.S.No.281/2024

S.Senthilkumar, Age 45/2026, S/o.Supparettiyar, Chinna Kulipatti, Chinnakulipatti Post,
Oddanchatram Taluk, Dindigul District. ... Petitioner / 3rd Party

Sakkaraiyammal, Age 70/2026, W/o.Supparettiyar, Chinnakulipatti Samaththamman
Thottam, Periyakulipatti Post, Oddanchatram Taluk, Dindigul District.

... 2nd Petitioner /

Defendant

/ Vs/

Sureshkumar, Age 43/2026, S/o.Velusamy Retty, Door No.1/125, Devachinnampatti,
Kethaiyurumbu Village, Oddanchatram Taluk, Dindigul District.

...Respondent / Plaintiff

Petition filed on behalf of the Petitioner / 3rd Party Under Order 16 Rule 1 of C.P.C to
order to examine in the witness.

Date of Petition : 06.01.2026

Stamp on Petition : Rs.20/-

This petition is coming on 12.02.2026 before me in the presence of
Thiru.R.Muruganatham Counsel for the 2nd Petitioner / Defendant and Respondant /
Plaintiff is called absent set exparte and upon perusing the case records, having stood over
for consideration, this court delivers the following.

..2..

DECREETAL ORDER

This petition is allowed. No costs.

SCHEDULE OF PROPERTY

NIL

DETAIL OF COSTS

| Cost List Details | 2 nd Petitioner / Defendant Rs. | Respondent / Plaintiff Rs. |
|-------------------|---|-------------------------------|
| Stamp on Petition | Rs.20/- | |
| | | |
| | Cost list not filed | |

Given under my hand and seal of this court this the 12th day of February 2026.

(S/d-Thiru.C.Jayaprakash)

Subordinate Judge,

Oddanchatram.