

**IN THE COURT OF THE II ADDITIONAL DISTRICT MUNSIF,  
NAGERCOIL.**

**Present : Tmt. M.Alima, B.A., L.L.M.,**  
II Additional District Munsif, Nagercoil.(FAC)  
Tuesday, on the 7th day of January, 2025

**I.A. No. 10 of 2024**

**in**

**O.S. No. 67 of 2017**

Gopalakrishnan ... Petitioner/1st defendant

-vs-

Veeranathan ... Respondent/Plaintiff

This Petition came up before this Court today i.e. 07.01.2025, for a final hearing presence of Thiru. N. Retnaswamy, Advocate for the Petitioner / 1<sup>st</sup> defendant and Thiru.V. Kumaran Nair, Advocate for the Respondent / Plaintiff, endorsed ' no objection ' and upon hearing both sides and upon perusing the case records and having stood over for consideration, till this day, this Court delivers the following:

**ORDER**

The petitioner had filed the above petition under Section 151 of the Code of Civil Procedure, seeking to cross-examine PW1 on the side of the petitioner/1st defendant to the suit and thus render justice.

2) Gist of Averments in the Petitioner's Petitions:

The petitioner is the 1<sup>st</sup> defendant in the suit. PW1 evidence was closed on 11.07.2024, which has to be restored to cross-examine PW1. Today I am doing cross examined of PW1. Defendant-side evidence was already closed for non-cross-examination of PW1. But today 1<sup>st</sup> defendant had cross-examined of PW1 which is to be examined. Hence, this petition is to be allowed.

3) The Respondent counsel endorsed the “ no objection” in this petition.

4) The point for consideration is whether the above petitions have to be allowed or not.

5) Point:

Heard. Records perused.

6) In the original suit, PW1 evidence was closed on 11.07.2024 and adjourned for further plaintiff-side evidence. Now this case is pending for PW1's cross-examination by 5<sup>th</sup> defendant, and PW1 is also present before this court. The plaintiff counsel also endorsed no objection to this petition. In these circumstances, this petition was filed.

7) From the above-mentioned consideration, to properly adjudicate the original suit, the 1<sup>st</sup> defendant must cross-examine the PW1. Hence, in the interest of justice, this court is inclined to allow this petition.

8. As a result, this petition is allowed, without cost.

Dictated to the Typist, and typed by her directly in the Computer, corrected and pronounced by me, in open court this, the 7<sup>th</sup> day of January, 2025.

II Additional District Munsif, (FAC)  
Nagercoil.

Petitioner side witnesses and documents : Nil.

Respondent side witnesses and documents : Nil.

II Additional District Munsif (FAC)  
Nagercoil.

Fair/ Draft Order  
I.A.No.10 of 2024 in  
O.S.No.67 of 2017  
Date: 07.01.2025.  
II ADM(FAC), Nagercoil.

