

**IN THE COURT OF ADDITIONAL DISTRICT MUNSIF, KULITHALAI**

**Present : Selvi.A.Yugathymariya, B.Com, L.L.B.(Hons.,)**

**Additional District Munsif, Kulithalai.**

**Dated Wednesday, the 03<sup>rd</sup> day of December 2025**

**O.S No.242/2016 in I.A No.12/2025 in I.A No.13/2025**

1) R.Ramasamy (Died)

2) Pappa

3) Kamalahasan

4) Gowthami

5) Arjunan

6) Kalaiyarasi

7) Thangamani

8) Meenakshi

**...Petitioners/1<sup>st</sup> Respondent and 6<sup>th</sup>  
12<sup>th</sup> Defendants**

**- Vs -**

1) R.Nallaperumal(Died)

2) Indirani

3) Anburani

4) Jothimalar

5) Alaguraja

6) Sasikala

7) Elayarani

**...Respondents/Plaintiffs**

8) The Thasildhar, Kadavur.

9) The Revenue Divisional Officer, Kulithalai.

10) State of Tamil Nadu, represented by its

District Collector, Karur.

11) Village Administrative Officer,

Pannapatty Village.

**...Respondents/ 2<sup>nd</sup> to 5<sup>th</sup> Defendants**

This petition has come up before this Court for final hearing on 26.11.2025 in the presence of Mr.S.Sudhakar, the Learned Counsel appearing for the petitioner and the Respondent No.1 died and in the presence of Mr. R.M.Senthil, the Learned Counsel appearing for the Respondents No. 2 to 7 and in the presence of the Government Pleader Mr. K.S.M. Sakul Hameed, the Learned Counsel appearing for the Respondents No. 8 to 11 and upon perusal of material records and having stood over for consideration till this day, this court delivers the following:

### **ORDER**

This petition is filed by the Petitioner under Order 6, Rule 17 r/w Section 151 of CPC in order to amend the petition in the above interim application in I.A.No. 12/2025.

2) The Learned Government Pleader for Respondents No. 8 to 11 has endorsed no counter for Respondents No. 8 to 11.

#### **Brief averments in the plaint:**

3) The Petitioner is the 7<sup>th</sup> Defendant in the above suit and he knows the facts of the case very well. This affidavit is filed by the Petitioner on behalf of the Defendants No. 1, 6 and 8 to 11. Due to the over sight, the cause title was wrongly mentioned in the petition and affidavit. Hence, the necessity has arisen for filing this petition. The petition mentioned documents were filed in the suit in O.S.No. 12/2017 and hence, the said documents have not been produced along with the written statement. By now only, the Petitioner is producing the said documents by way of procuring the certified copies issued by the Court. If this petition is not allowed, the Petitioner will be put to irreparable loss and hardships.

**Brief averments in the counter objections filed on behalf of the Respondents No. 2 to 7:**

4) This petition is false, frivolous and unsustainable in law. All the allegations except that are admitted by the Respondents are denied as false and the same is put to strict proof by the Petitioner. The allegations that due to the over sight of the Petitioner, the cause title was wrongly mentioned in the petition and affidavit are all meaningless and specifically denied. There is no valid reasons said out in the affidavit and hence, this petition deserves to be dismissed with costs.

5) **The only point that has arisen for consideration of this Court is whether the Petitioner is entitled to the relief sought for in this petition or not.**

6) **There is no oral and documentary evidence adduced on both sides.**

**Result:**

7) Heard both sides. Perused records. Upon perusal of records, it is seen clear that in the above suit in I.A. No. 12/2025, the Petitioner/Defendants have filed an application under Order 8, Rule 1A (3) of CPC in order to receive certain additional documents on the side of the Defendants in the above suit. However, in the said petition and affidavit, the Petitioner has wrongly mentioned about the arrayal of parties and some of the Defendants were not added by the Petitioner in the above petition. The reasons stated by the Petitioner is that due to his over sight, the said mistake was wrongly happened and if this petition is not allowed, the Petitioner will be put to irreparable loss and hardships. Per contra, the major objections raised on the side of the Respondents No. 2 to 7 is that the reason stated by the Petitioner is meaningless and false and hence, they sought this Court to dismiss this petition. On the other hand, on behalf of the Respondents No. 8 to 11, the Learned Government Pleader has endorsed no counter. Upon careful consideration of all the material records available and the pleadings of the parties herein, it is seen clear that the above

mistake which is sought for by the Petitioner requiring amendment in the above interim application is found to be a minor one and the reasons stated by the Petitioner for making certain amendment in the above petition is found to be acceptable and justifiable. Therefore, in order to avoid such technical irregularities, this Court is of the view to allow this petition to meet out the ends of justice. Hence, this petition is allowed, no costs.

Dictated to my steno-typist, taken down by her in short hand and typed by her in the computer, corrected by me and pronounced by me in the open court on this the 03<sup>rd</sup> day of December 2025.

**Additional District Munsif,  
Kulithalai.**

Petitioner side witness and document	-	Nil.
Respondents side witness and documents	-	Nil.

**Additional District Munsif,  
Kulithalai.**