

IN THE COURT OF THE DISTRICT MUNSIF OF UDHAGAMANDALAM

Present: **Thiru. L.PRAKASH, B.Sc., B.L.,**
DISTRICT MUNSIF, UDHAGAMANDALAM.

Wednesday, the 28th day of January 2026

I.A. No. 07 of 2025
in
O.S. No. 82 of 2015
(C.N.R. No. TNNS030 - 00108 - 2015)

B. Deguramma

... Petitioner/Plaintiff

/VS/

1. K.P. Raju (Since Deceased)

2. R. Pradeep Kumar (Since Deceased)

3. Renuga

4. R. Bharathi

5. R. Anitha

6. R. Aswini

7. Depo Chandran @ Chandran

8. Sruthi

9. P. Depika

... Respondents/Defendants

This petition came on 12.01.2026 for final hearing before me in the presence of Mr. C. Yesuraj, learned Counsel for the Petitioner/Plaintiff and of Mr. H. Bheemaraj, learned Counsel appearing for the Respondents 3 to 6, 8 and 9/Defendants No. 3 to 6, 8 and 9 and of Mr. P. Rangasamy, the learned counsel for the Defendants No. 7, upon hearing both sides, and upon considering case records carefully, this court passes the following

ORDER

1. This petition is filed Under Order VII Rule 14(3) of the Code of Civil Procedure, praying to permit the petitioner to file the additional documents on her side.

Gist of Petition and affidavit:

2. The brief averment of petition is that, the petitioner is the plaintiff in the above case. The suit was originally filed against defendants 1 and 2. During the pendency of the suit, the 7th defendant allegedly interfered with the plaintiff's peaceful enjoyment of the suit property by instigating third parties and attempting to obstruct the right of way, and was therefore subsequently impleaded as a party. After the impleadment of the 7th defendant, the plaintiff states that production of additional documents became necessary for proper adjudication of the issues. The documents sought to be filed, namely the 1944 sale deed, 1956 partition deed, survey settlement register extract, Tahsildar proceedings dated 02.05.2000, and encumbrance certificate, are certified and official records relating to title and revenue matters, which prima facie have relevance to the property and the right of way claimed by the plaintiff. Hence, prays to allow this petition.

Counter statement:

3. The 7th respondent/defendant has endorsed "no counter". The respondents 3 to 6, 8 and 9, though served, have not filed counter statements and hence they were set ex parte. Hence there is no counter statement filed in this petition.

Discussion:

4. Heard, petition and case records perused carefully. The point for determination in this petition is that, Whether the petitioner/plaintiff has shown sufficient cause for receiving the additional documents at this stage of the suit?

Whether reception of the said documents would assist the Court in effectively adjudicating the dispute without causing prejudice to the defendants?

5. This petition has been filed by the plaintiff seeking permission to receive additional documents. According to the affidavit, the plaintiff is the deponent. The suit was originally filed against defendants 1 and 2. During the pendency of the suit, the 7th defendant allegedly interfered with the plaintiff's peaceful enjoyment of the suit schedule property by instigating third parties and attempting to obstruct the right of way, and hence was subsequently impleaded as a party. The plaintiff states that after such impleadment, it became necessary to produce certain additional documents for proper adjudication of the issues involved in the suit.

6. The documents sought to be received are: 1. Certified copy of sale deed dated 10.08.1944, 2. Certified copy of partition deed dated 20.02.1956, 3. Extract of the survey settlement register, 4. Proceedings of the Tahsildar in TRC-II 1801/1999–2000 dated 02.05.2000 and 5. Encumbrance certificate.

7. These documents are certified copies and official records relating to title, revenue entries and official proceedings, which prima facie appear relevant to the nature of the property and the right of way claimed by the plaintiff. Their reception would aid this Court in effectively deciding the issues in controversy.

8. The 7th respondent has endorsed “no counter”. Respondents 3 to 6, 8 and 9, though served, have not filed counter statements and were set ex parte. Thus, there is no serious objection to the reception of the documents. Further, receiving these documents at this stage, subject to proof and relevancy, will not cause prejudice to the defendants.

9. In view of the above circumstances, this Court finds that sufficient cause has been shown and that reception of the documents is necessary in the interest of

justice. Hence, this court inclines to allow this petition. However, considering the fact that, the suit is of the year 2015, and is pending for considerably long time, the plaintiff is directed to proceed with the trial diligently and without seeking unnecessary adjournments.

RESULT:

10. In the result this petition is allowed, the documents filed along with the petition and stated in the list attached to the petition is ordered to be received into file. Considering the long pendency of the suit, the petitioner/plaintiff is directed to proceed the trial without any further delay. There shall be no order as to costs.

This order is dictated to the steno - typist, typed by her in computer, corrected by me and pronounced by me in the open court on this 28th day of January 2026.

**District Munsif,
Udhagamandalam.**

Draft/Fair Order:

I.A. No. 07/2025

in

O.S. No. 82/2015

Date: 28.01.2026

**District Munsif Court,
Udhagamandalam.**