

**DMC ARAKKONAM 1 IA.No.01 of 2025 IN OS.13/2017  
IN THE COURT OF DISTRICT MUNSIF ARAKKONAM RANIPET DISTRICT**

**PRESENT:- Selvi.A.AMEENA.,BBA.,LLB(Hons)**

**DISTRICT MUNSIF, ARAKKONAM**

**Monday the 23<sup>th</sup> day of February 2026**

**IA.No.01 of 2025**

**IN**

**OS.13/2017**

**(CNR - TNRP080000132017)**

P.Venkatesan

---Petitioner/ Plaintiff

(vs)

1. V.Mani

2. V.Vinayagam

---Respondents/ defendants

This suit is coming for final hearing before me on 11.02.2026 in the presence of Mr.R.Saravanan counsel appearing for Petitioner/Plaintiff. Mr.C.Mathinirai Selvan counsel appearing for Respondents/Defendants. On perusal of entire case records having stood over for consideration till this day, this court has delivered the following:-

**ORDER**

This petition is filed by under order 7 Rule 14 (3) of CPC to condone the delay in filing the said additional documents in the above case and the same may be received and grant such further relief.

**1. Brief Averments of petitioner:**

**1.1.** The petitioner/Plaintiff states that he is the plaintiff in the above suit. The suit had been filed by the petitioner against the respondents/defendants for Permanent Injunction and Declaration and for other reliefs. The petition mentioned documents in

the above case are essential for the petitioner and vital to prove the petitioner's possession and title over the suit schedule mentioned property. Further states that the petition mentioned documents were misplaced by the petitioner and found the documents only today. The delay in filing the said documents is neither willful nor wanton. Therefore prayed to condone the delay in filing the said additional documents.

## **2. Brief Averments of Counter filed by Respondent/ Defendant:**

2.1. The respondent/defendant states that the document was dated subsequent to the suit filed hence it is may be forged with ulterior motives. The petitioner is liable to prove his suit by genuine documents. But this delayed document is filed intentionally against the welfare of the respondent. Therefore prays to dismissed the above I.A.

## **3. Points for consideration:**

Whether this petition is to be allowed or not?

No oral evidence has been adduced by either side. No exhibits were marked on either side.

## **4. Discussion and findings:**

4.1. Heard both sides. Perused the records. The case of the petitioner is that the suit has been filed by the petitioner against the respondents/defendants for Permanent Injunction and Declaration and for other reliefs. The petition mentioned documents were misplaced by the petitioner and found the documents only today and it is vital to the suit. Whereas, the contention of the respondent/defendant the document was dated subsequent to the suit filed hence it is may be forged with ulterior motives.

4.2. Upon perusal of rival of submission this court is of opinion that though the petitioner/plaintiff have not stated sufficient reasons for the delay in receiving the documents this court is of considered view that the petitioner should be given and

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opportunity to let in sufficient evidence to prove their case. The validity of the document will be considered after full fledged trial. However, the respondent always has the liberty to cross examine the petitioner upon the document being received. Hence, in interest of justice this court is inclined to allow this petition subject to the proof and admissibility of the document.

In result this petition is allowed with cost of Rs.800/- to be paid respondent directly.

Dictated to typist directly, typed in his computer, corrected and pronounced by me in the Open Court on this the 23<sup>th</sup> day of February 2026.

District Munsif,  
Arakkonam.

**Petitioner side witnesses and Exhibits:- NIL**

**Respondent side witnesses and Exhibits:- NIL**

District Munsif,  
Arakkonam.