

The petitioner/Plaintiff states that he have filed the above suit for bare permanent injunction and other reliefs. The petition mentioned documents were misplaced and now only petitioner found the documents which was relating to the suit properties. The petitioner states that it is just necessary to receive the said documents. If the said documents are not received petitioner will be put to great loss and hardship. Therefore, pray to receive the additional documents.

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

The respondent/defendant states that the application is not maintainable either in law or on facts. It is false to state that the petitioner submitted that the mentioned documents were misplaced and now it is just and necessary to receive the said documents it is absolutely false state statement given by the petitioner. Therefore prays to dismiss the above application with costs.

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. 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 not misplaced.

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 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. No cost.

Dictated to typist directly, typed in his computer, corrected and pronounced by me in the Open Court on this the 25th day of February 2026.

District Munsif,
Arakkonam.

Petitioner side witnesses and Exhibits:- NIL

Respondent side witnesses and Exhibits:- NIL

District Munsif,
Arakkonam.