

IN THE COURT OF THE DISTRICT MUNSIF JUDGE, PALLADAM

**Present:- Thiru. V. Kalidasan, B.Com., L.L.M.,
District Munsif, Palladam**

Tuesday the 20th day of August 2024

I.A. No.314/2024

in

O.S.No.105/2022

1. Sakthivel

2. Palanisamy

... Petitioners/Plaintiffs

/Vs/

1. Nachimuthu

2. Krishnamoorthy

... Respondents /Defendants

The petitioner filed this petition Under Order 7 Rule 14 of CPC to receive the additional document filed by the petitioner.

This Petition is coming on 19.06.2024 for final hearing before me in the presence of Thiru.R.Mahesn,Bsc.,B.L., Advocate for the Petitioners and Thiur.Krishnamoorthy., Advocate for the Respondents. Upon perusing the Petition, affidavit, Counter statement and other connected material papers of record and hearing the arguments of both sides and having stood over till this day for consideration, this court made the following...

ORDER

1. The case of the petitioner herein is that they filed the additional document along with this petition to condone the delay in filing the above additional document. The said delay is neither willful nor wanton. The said documents are very necessary and essential for them to prove their case.

Hence, prayed to allow this petition.

2. The case of the respondents is that the petitioners has not come to the Court with clean hands. In order to create the confusion, the present petition is filed along with document. The said document is unnecessary and no way helpful to come to the conclusion of the suit. Hence, prayed to dismiss the petition.

3. Ponits for consideration:

Whether this petition will be allowed or not ?

4. Answer to the point :

5. Heard both sides. No oral or documentary evidence is let in by both sides.

6. Materials on records perused. It is seen from the records that the petitioner herein had filed the suit in O.S.No.105/2022 for the relief of permanent injunction. The present petition was filed by the petitioner Under Order 7 Rule 14 of CPC to receive the additional document filed by the petitioner.

7. On considering both side submissions and on perusing the entire case records the only contention of the petitioner is that the said document is very much necessary for them to prove their case. On the other hand the respondents submitted that the said documents is noway helpful to come to the conclusion of the suit and it is unnecessary for the above suit. It is pertinent to note that mere receiving the document will not cause impediment to the other side and receiving the same will not amounting to admitting the said documents. Hence, in order to provide one opportunity to the petitioner and in

the interest of justice this court is inclined to allow this petition.

In the result, this petition is allowed. No costs.

Dictated to Steno - Typist, and typed directly in computer and corrected
& pronounced by me in open Court, on this 20th day of August 2024

**DistrictMunsif,
Palladam.**