

E.A. No.1/2025

in

E.P.No.6/2023

Date : 03.06.2025

Order

1) The petition is filed u/o 18 rule 17 and sec 151 of CPC to recall the P.W.1 for cross examination by the petitioner herein who is the respondent in the execution proceedings. As per the petitioner, during cross examination of the P.W.1, the decree and judgment in O.S.No.389 of 2022 and O.S.No.325 of 2022 was not exhibited as the same was downloaded copy and this court insisted for production of certified copies. The petitioner have now obtained certified copies of the same and intends to exhibit certain other documents and as such, the P.W.1 is to be recalled.

2) The respondent have endorsed as no counter and petition may be allowed on terms.

3) Heard the petitioner. Records perused.

4) Considering that the petitioner herein intends to exhibit certain documents during cross examination of P.W.1, in order to render fair opportunity to the petitioner and as it would aid for the proper disposal of the execution petition, as the respondent have no objection to allowing the petition, this court is inclined to allow this petition.

In fine, the petition is allowed. No cost.

**Sd/-Tr.M.Dheenadhayalan,B.A.,B.L.,
DM Cum JM,
Madathukulam.**