

IN THE COURT OF PRINCIPAL DISTRICT MUNSIF, AMBASAMUDRAM

Present:Selvi. G.Jeyasankarakumari, B.A.L.L.B.,

Principal District Munsif

Ambasamudram.

Tuesday, the 22nd day of April 2025

I.A. No.10/2024

in

O.S.No. 261/2015

1. Esakki

... Petitioners/Defendants

2. Revathi

// Vs //

1. Saroja (Died)

2. Sathees Sankar

3. Vinoth Kumari

...Respondents/Plaintiffs

This petition came up before me for final hearing on 08.04.2025 in the presence of Thiru.S.Muthuramalingam, Advocate for the Petitioners and in the presence of Advocate Thiru.P.Sivaramakrishnan, for the Respondents and on perusal of records having stood over for consideration till this date and this Court delivers the following.

ORDER

This petition is filed by the Petitioners under Order 18 Rule 17 to re-call DW1 for marking a document.

2) BRIEF AVERMENTS OF THE AFFIDAVIT:-

The petitioners have stated that the case is posted for further defendant side witnesses. Now the petitioners wants to mark one vital House site plan document on his side. Therefore, to substantiate petitioner's case, this petition is filed and requires to be allowed. Otherwise, the petitioners will be suffering hardship and inconvenience.

3) BRIEF AVERMENTS OF COUNTER:-

The respondents have stated that only to prolong the case and to harass the respondents this petition has been initiated. The respondents have stated that all the averments in the plaint denied and same deserves dismissal on cost.

4. Point for consideration:-

Whether this petition may be allowed or not?

5. Answer the Point:-

On careful consideration of petition, affidavit an objection and counter of the respondents, it is crystal clear that only to mark a document this petition has been filed. On perusal of case history, it is Limelight that still the case is pending for defendants side witnesses. So, there won't be any great hardship or inconvenience to the respondents, if this petition is allowed. With regard to the relevance of the documents sought for to be marked, objections may be raised during marking of those documents. Therefore, to give an opportunity to the petitioners to establish his

case it is inevitable to allow this petition. At interest of the Justice the petition is allowed.

In the result, this petition is allowed, without costs.

Dictated to the Steno-Typist, directly and typed by him, corrected and pronounced by me in open court, on this the **22nd day of April 2025.**

**Principal District Munsif,
Ambasamudram.**

Both side witnesses and documents : Nil

**Principal District Munsif,
Ambasamudram.**

PDMC, Ambasamudram
I.A. No. 10/2024
in
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Draft/Fair order
Date:22.04.2025.