

**IN THE COURT OF ADDITIONAL DISTRICT MUNSIF, CHEYYAR**

**THIRUVANNAMALAI DISTRICT**

Present :- **Tmt. K. Naleeni., M.L.,**  
Principal District Munsif, Cheyyar,  
Additional District Munsif (FAC), Cheyyar,  
Thiruvannamalai District.

**Monday, the 15<sup>th</sup> day of September, 2025**  
**I.A .12/2025 in O.S.No.145/2019**

1. Manikammal
2. Suseela
3. Jeeva
4. Devadoss
5. Datchanamoorthy
6. Dhandapani

**...Petitioners/Plaintiffs**

**V.**

1. Poongavanam (died)
2. Lakshmi
3. Kumari
4. Vasantha,
5. Palani,
6. Amutha
7. Chitra
8. Venda
9. Murugan

**...Respondents/Defendants**

This Petition came up for final hearing before me on 15.09.2025 in the presence of Mr.K. Vivekanandan, Advocate for the Petitioners/Plaintiff and Mr. M.S.Sankarapandiyan, Advocate for the R2 to R9 Respondents/Defendants and upon hearing both sides and after careful perusal of the records and having stood over for consideration till this day, this Court delivered the following:

### **ORDER**

This Petition have been filed under Section 151 of Code of Civil Procedure, 1908 by the Petitioners/Plaintiffs for Reopen Plaintiff side evidence.

#### **2. BRIEF AVERMENTS OF THE PETITION AS FOLLOWS:**

The petitioner states that he is the fourth the plaintiff in the above suit. He states that during the pendency of the suit, the Tahsildar has changed the revenue records in favour of the defendants' family members. He further states that before examining the Tahsildar regarding the same, Plaintiff side evidence was closed and hence in order to examine the Tahsildar, he states that the Plaintiff side evidence should be reopened other wise he will be put to great loss and hardship and prayed to allow the petition to reopen Plaintiff side evidence.

#### **3. BRIEF AVERMENTS OF THE COUNTER AS FOLLOWS:**

The Respondent states that the petition filed by the petitioners is not valid in law and that it is not maintainable and vehemently denies all the allegations made in the petition filed by the petitioners. The Respondent contends that the allegations made in the petitions are not true and states that the revenue records and patta has been provided properly only after careful examination of the

revenue documents and also based on possession. The Respondent further states that the petition filed by the petitioners is not legally valid and that there will be no benefit in examining the Tahsildar on behalf of the petitioners. The Respondent further states that the Tahsildar, if examined, will only give evidence as per the Revenue Department documents. The Respondent strongly contends that the petitioners have deliberately filed this petition only to disrupt and drag on the proceedings. Hence, prayed for dismissal of the petition with costs of the said respondent.

**4. POINT FOR CONSIDERATION:**

The sole point to be considered by this Court is whether the present petition can be allowed or not?

**5. ORAL AND DOCUMENTARY EVIDENCE:**

No oral or documentary evidence was adduced on the petitioner side.

**6. DETERMINATION:**

4<sup>th</sup> Petitioner is present. This petition is filed u/section 151 of CPC, to reopen plaintiff side evidence to examine the Tahsildar. The petitioner states that the during the pendency of the suit, revenue records have been changed and hence it is necessary to examine the Tahsildar. The Respondent filed counter stating that the petition is not maintainable and that the Tahsildar would state his evidence based on the documents only. Hence, this petition has been filed to drag and delay the suit and prayed to dismiss the petition. On careful perusal, it is seen that this suit is in the stage of Further Defendant side evidence. The petition filed to examine the Tahsildar as a result of changes made in revenue records is irrelevant and the same is not necessary at this stage of the suit.

Further, it is not going to affect the merit of the case and depend and subject to the outcome of the suit. Further, allowing this petition would cause delay in the proceeding with suit. Hence, as a result, this petition is dismissed. No order as to costs.

**7. RESULT :**

In the result, this petition is hereby dismissed. No order as to costs.

Dictated by me to the Steno typist, directly typed by her, corrected and pronounced by me in open court, on this the 15<sup>th</sup> day of September 2025.

Principal District Munsif,  
Cheyyar.

**8. List of Witnesses:**

On the side of the Petitioner : NIL  
On the side of the Respondents : NIL

**9. List of Documents :**

On the side of the Petitioner : NIL  
On the side of the Respondents : NIL

Principal District Munsif,  
Cheyyar.

