

**IN THE COURT OF THE DISTRICT MUNSIF, TIRUTTANI****Present : Tmt. R.D. Gurulakshmi, M.A., M.L., P.G.D.I & C.L.,****District Munsif, Tiruttani.**Dated the Tuesday of 23<sup>rd</sup> Day of September 2025

I.A.No.3/2025 in OS.No.18/2024

(CNR.No.TNTR21-000018-2024)

R. Vijayan

...

... Petitioner /Plaintiff

/Versus/

V. Manoharan

...Respondent/ Defendant

This petition came up before me for the final hearing on 16.09.2025 in the presence of M/s.P.S. Parthasarathy, Advocate for Petitioner/Plaintiff, M/s. J. Suri, B. Akilakumari Suri, B. Mumtaz, M. Kumari, Advocates for Respondent/Defendant. Upon hearing both sides and having stood over for consideration till this day, this court delivered the following:

**ORDER**

This petition is filed under Order 7 Rule 14(3) of CPC to receive the petition mentioned document.

**1. The averments by petitioner in brief:-**

The case is posted for trial in the special list. The petitioner has marked the documents in the connected case in OS.No.48/2023. As such the petitioner applied for certified copies of the documents from OS.No.48/2023, there was delay in filing the documents. The said delay is neither willful nor wanton. Hence the petitioner filed this petition.

**2. The counter filed on behalf of the Respondent in brief:-**

The document filed along with the above petition are strictly objected by the respondent. The petitioner not filed the document No.1,2,3,4 along with the plaint, the Order 7 Rule 14 generally mandates that the plaintiff/petitioner must produce documents relied upon along with their plaint or enter them in a list of annexed, if the documents were available at the time of filing the plaint. But the documents are all fabricated one. Hence the petitioner is filing the documents lately, petitioner late submission would prejudice the case. The petitioner failed to give valid reasons for

late submission of the documents No.1,2,3,4. The petitioner only given reasons for filing documents No.5 and 6 only in the 3<sup>rd</sup> paragraph of the affidavit, hence the respondent totally denied the 3<sup>rd</sup> paragraph of the affidavit. The respondent has good case on merits and would be put to irreparable loss, if the petition is allowed. Hence this petition is liable to be dismissed with cost.

**3. Point for determination:-**

Whether the petitioner is entitled to the relief as sought for? or not?

4. Heard both sides. According to petitioner, the petitioner had marked the documents in OS.No.48/2023. As such the petitioner applied for certified copies of the documents from OS.No.48/2023, there was delay in filing the documents. Therefore the petitioner prays to allow this petition.

5. The respondent resisted this petition stating that the documents are all fabricated one. Hence the petitioner is filing the documents belatedly. The petitioner failed to give valid reasons for late submission of the documents No.1 to 4. The petitioner gave reasons for documents No.5 and 6 alone. Hence the respondent prays to dismiss the petition.

6. On perusal of records, this case is pending for chief continuation of Pw1. In this stage petitioner filed this petition seeking permission to receive the additional documents. There is no valuable reasons stated by the petitioner for delay. Counsel for respondent resisted to allow this petition. Further mere receiving of the documents will not give any advantage to the petitioner as the petitioner has to prove the validity of the documents. No prejudice would be caused to the respondent as the respondent will have ample opportunity to cross examine the witness as to the documents. Further the respondent may raise their objection at the time of marking of documents regarding maintainability. Hence, this court is of view that in the interest of justice, to prevent multiplicity of proceedings, to provide the petitioner an opportunity to prove her case, this petition has to be allowed.

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

Dictated to my Steno – Typist, typed by her directly in computer, corrected and pronounced by me in open court, this the 23<sup>rd</sup> day of September 2025.

District Munsif,  
Tiruttani.

Petitioner and Responden side Exhibits and witness: NIL

District Munsif,  
Tiruttani.