

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 26th Day of August 2025

I.A.No.7/2025 in OS.No.35/2015

(CNR.No.TNTR21-000060-2015)

...

Ankaiah

... Petitioner/ Plaintiff

/Versus/

K. Anjaneyan

... Respondent/ Defendant

This petition came up before me for the final hearing on 19.08.2025 in the presence of M/s. V.S.Velayudham, L. Sudhapriyan, Advocates for Petitioner/Plaintiff, M/s. V. Kishore Reddy, R. Vijayakumar, A.Akila, Advocates for Respondent/Plaintiff. Upon hearing both sides and having stood over for consideration till this day, this court delivered the following:

ORDER

Petition is filed under order 7 Rule 14 (2) of CPC to receive the documents listed in the petition.

1. Petition averments in brief are as follows:-

The petitioner got certificate regarding S.No.293old S.No.78/0 part from Venugopalapuram Village Administrative Officer and need to mark the same through the petitioner's evidence to prove that the defendant is no way connected to the suit schedule property and also in S.No.293/14 since his title deed mentioned as S.No.78/9 which is not correlated to the suit B or A schedule property. The said certificate issued by V.A.O recently and the petitioner could not file it earlier. Further the defendant also sold part of property in S.No.78/9 to one Kesavalu dated 08.05.2007 and as online encumbrance is filed herewith for kind perusal of this court and same also to be marked as exhibit on the petitioner's side. Further the petitioner paid house tax for suit A schedule property also filed and Patta and FMB sketch filed to prove the measurement of petitioner's property. The petition mentioned documents are vital and same is to be prove the suit property belonged to the petitioner and could

not filed with plaint. The said documents have to be marked as exhibits. No prejudice will be caused to the respondent if this petition is allowed. Hence, this petition.

2. The counter filed on behalf of the respondents averments in brief are as follows:-

The petition is not maintainable at this stage since the petitioner has already argued in the above suit long back i.e., 09.04.2025. The additional issues were framed on 03.07.2025. Now the petitioner has come forward with this petition to drag on the proceedings. There is no bonafide merits in this petition. Hence this petition is liable to be dismissed.

3. Point for determination:-

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

4. Heard both side. According to petitioner, the petition mentioned documents were obtained recently and could not filed with plaint. The petition mentioned documents are vital and same is to be prove the suit property belonged to the petitioner. Hence, the petitioner prays to allow this petition. The respondent herein objected the petition stating that the petitioner has come forward with this petition to drag on the proceedings. There is no bonafide merits in this petition. Hence the respondent prays to dismiss the petition.

5. On perusal of records, this suit is filed in the year 2015. The suit is posted for argument. In this state the petitioner filed this petition seeking permission to receive the additional documents. No valuable reasons stated in this petition for the delay. 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. 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 his case and for proper adjudication of the case, this petition has to be allowed on terms.

In the result, this petition is allowed on condition that the petitioner has to pay a cost of Rs.500/- to the respondent on or before 01.09.2025 failing which this petition stands dismissed. Call on 01.09.2025.

Dictated to my Steno – Typist, typed by her directly in computer, corrected and pronounced by me in open court, this the 26th day of August 2025.

District Munsif,
Tiruttani.

Petitioner and Respondent side Exhibits and witness: NIL

District Munsif,
Tiruttani.