

**IN THE COURT OF DISTRICT MUNSIF, TIRUTTANI**  
**Present : Tmt. R.D. Gurulakshmi, M.A., M.L., PGDI & CL**  
**District Munsif, Tiruttani**

Dated this Monday, 16<sup>th</sup> day of March 2026.

**IA No.9/2026 in O.S.No.104/2015**

1. D.V. Ugendera Simman
2. C. Rani
3. P. Nagarathnamma
4. R. Kumaravelu (Died)
5. Jayalakshmi
6. V. Ugandhar
7. K. Parvathi
8. K. Lokesh
9. K. Vignesh

...Petitioners/Plaintiffs

/ Vs/

1. Shanmugam (Died)
2. Karpagam
3. The Executive Officer,  
3<sup>rd</sup> Municipality office, Tiruttani
4. Ram Prabu
5. Dakshinamoorthy

... Respondents/ Defendants

This Petition is coming on 16.03.2026 for final hearing before me in the presence of Mr. K.V. Ravi, Mr. A. Sekar Babu, Counsels for Petitioners/Plaintiffs, R1 died. Mr. K. Lavakumar, Counsel for R2, R4, R5. R3 set exparte in main suit. Upon perusing the entire case records and having stood over for consideration till this day this court delivered the following:

**ORDER**

This Petition filed U/O 18 Rule 17 CPC seeking permission to recall of PW3 for further chief examination.

Petitioner side enquiry heard. Records perused. Petitioners filed petition to recall the PW3 further chief examination. Hence the counsel for petitioners prays to allow this petition. Counsel for Respondents submitted that the petition filed only to drag on the proceedings. Further submitted that this petition was highly belated and filed to protract the proceedings and has no

merits and bonafides. Hence counsel for respondents prays to dismiss this petition.

Records perused. Petition filed by the Petitioners seeking permission to recall the PW3 for further chief examination. This case is pending in the stage of Arguments. On perusal of records Plaintiff side evidence closed on endorsement on 31.03.2023. This petition filed only to mark the advocate commissioner's report and plan. Hence in the interest of Justice, to prevent multiplicity of proceedings, to provide the petitioners an opportunity to prove their case and for proper adjudication of the case, this petition has to be allowed.

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

Dictated by me and typed by the typist, corrected and pronounced by me in open court on this the 16<sup>th</sup> day of March 2026.

District Munsif,  
Tiruttani.

**Both side witnesses and exhibits – NIL**

District Munsif,  
Tiruttani.