

IN THE COURT OF DISTRICT MUNSIF, TIRUVARUR

Present: Thiru. S. Mohamed Basil M.Sc., B.L.,
District Munsif, Tiruvarur

Saturday, 12th day of April 2025
29th day of Tamil Month Panguni, Kurothi year

IA.2/2025

in

OS.70/2022

1. A. Shamugam (Died)
2. S. Elangovan
3. S. Nithiyakalyani
4. S. Ravi
5. S. Chithra

...

Petitioners / Plaintiffs

/Vs/

1. Krishnamoorthy
2. K. Savithiri
3. M. Tamilkodi

...

Respondents / Defendants

These petition are coming on 12.04.2025 for final hearing before this court, presence of Advocate Mr. M. Ganesan, B.A., LLB., for petitioners and Advocate Mrs. R. Dharini, B.A., B.L., for respondents. Having stood over for consideration till today, this court delivered the following:

ORDER

This petition has be filed under order 7, Rule 14(3) and section 151 of Cpc by the petitioner / plaintiff to condone delay and thereto receive the documents in plaintiff side.

Heard. Records perused. The reason stated in the petition accompanied affidavit is that the said documents listed in the petition were in the custody of the petitioner's deceased father, who was the 1st plaintiff instituted the suit, which were found by this petitioner / heir belatedly. The other side though no objection specifically made to the documents other than documents No. 5 and 7 on the grounds of the admissibility, the counter filed by the respondents is of general denial.

The question of admissibility can be considered only at the time of trial and no prejudice can be caused to the respondents on reception of document which would be always subject to admissibility during the trial. Also, the said reason for delay is satisfactory.

Therefore, this Court inclined to hold that, this petition, in the interest of justice, be allowed. No costs.

Dictated to the typist and typed by her, corrected and pronounced by me in open court, this 12th day of April 2025.

District Munsif,
Tiruvarur