

IN THE COURT OF DISTRICT MUNSIF, GUDIYATTAM,
VELLORE DISTRICT.

Present: **Tr.K.Karthick Asath, B.A.,B.L.,(Hons).,LLM.,**
District Munsif,
Gudiyattam.

Saturday, this the 06th day of June 2026

I.A.03/2024
in
O.S.No.21/2022

1. Harikrishnan
2. Neelamegan

.... Petitioners/ Defendants

// Versus //

1. Kasthuri
2. Govindaraj
3. Kotteshwari

.... Respondents/Plaintiffs

This petition came up on 16.04.2026 before me for final hearing. Thiru.S.Arun, Advocate for the petitioners and Thiru.K.M.Boopathi, Advocate for the respondents and upon perusing the case records and having stood over for consideration till this day this court delivered the following.

ORDER

Petition filed under Rule 76 and Section 151 of Code of Civil Procedure to order to issue court certificate to issue the petition mentioned documents to the petitioner and pass such other orders.

1. The averments of the petitioners in the application:-

The petitioners states that their father M.C.Adhisivam married the 1st plaintiff as 2nd wife. The real name of the 1st plaintiff is Vasanthammal

District Munsif, Gudiyattam.

@ Vasantha. In this circumstances the petitioners mother name is Kasthuri but the 1st plaintiff conceal her original name and for obtaining other welfare benefits used the petitioners mother name Kasthuri. On perusing the voter list of Kokalur and Jangamoor from 1983 to 1990 could revealed that Vasanthammal @ Vasantha is the real name of 1st plaintiff. Hence prayed to issue court certificate.

2. The averments of the counter filed by the 1st respondent :-

The respondent submit that the petition averments are false. The name of the 1st respondent and 1st plaintiff is Kasthuri. In fact in election voter ID, Bank Pass book, Family Card, Aadhar Card and Army Service book has been mentioned only as Kasthuri. Only with intend to drag on the proceedings the present petition is filed hence prayed to dismiss the petition.

3. Both side enquiry heard.

4. Point for consideration:-

Whether this application is liable to be allowed ?

5. Evidence:-

Neither of the parties to this application have adduced any oral or documentary evidence.

District Munsif, Gudiyattam.

6. Discussion:-

On perusing the available records this court delineate and proceeds its findings based on the following discussion.

6.1. The petitioners are the defendants in the main suit. The respondents filed suit for declaring the respondents and petitioners alone are the legalheirs of M.C.Adhisivam. The petitioners filed written statement stating that the 1st respondent name is Vasanthammal and the name of the petitioners mother is Kasthuri. After the death of Kasthuri in the year 1980 the petitioners father Adhisivam married the 1st respondent Vasanthammal as 2nd wife. That the 1st respondent used the name of Kasthuri as her name for get benefit and created forged documents. While the suit OS.21/2022 is posted for defendants side further evidence, then the petitioners filed the present petition for seeking court certificate for obtaining schedule mentioned documents. In the petition they stated the same reasons that 1st respondent concealed her original name of Vasantha and used the name of the petitioners mother Kasthuri, hence for proving the real name of 1st respondent the mentioned documents are necessary.

6.2. Per contra the respondent filed counter and submitted that the name of the 1st respondent is Kasthuri alone and her name mentioned in number of documents. Only to prolong the suit the present petition is filed. On perusing the available records the petitioners already taken their stand in the written statement filed by them. Hence they are bound to prove the same by producing documents and witnesses, on that they are seeking the schedule mentioned documents. The counter filed by the

District Munsif, Gudiyattam.

respondents does not raise a reasonable ground to disallow this petition. The petitioners shows sufficient cause for allowing this petition. This court thinks that necessary opportunity should be given to the parties for producing evidence to prove their pleadings. Allowing this petition will not cause any prejudice to the respondents and for avoid multiplicity of proceedings this court inclined to allow this petition on condition to furnish the available schedule mentioned documents alone.

7. Result:-

As a result this petition is allowed without cost, on that directed to issue court certificate to the petitioner.

Dictated to Steno typist directly, typed by him corrected and pronounced by me in the open Court on this the 06th day of June 2026.

Sd/- K.Karthick Asath,
District Munsif,
Gudiyattam.

Petitioners side Witnesses and Exhibits :- Nil

Respondents side Witnesses and Exhibits :- Nil

Sd/- K.Karthick Asath,
District Munsif,
Gudiyattam.

District Munsif, Gudiyattam.