

ORDERS ON I.A.NO.IV

The Counsel for plaintiffs filed the present application under Order VII Rule 14(3) and Section 151 of C.P.C. to receive the documents accompanying with Affidavit duly sworn by the 2nd plaintiff.

On the other hand, the counsel for defendants filed objections denying the contents of Affidavit averments as not maintainable both at law and points of facts.

Heard both sides and perused the materials placed before me.

The plaintiffs have filed the present suit seeking partition over plaint schedule 'A' property. In order to substantiate the case of the plaintiff it is just and necessary to allow the application and to receive the documents by condoning delay. The grounds urged are not reasonable. Hence, by imposing cost the said application can be allowed and can be received on record. Accordingly, I proceed to pass the following:

-ORDER-

The I.A.No.IV filed by the plaintiffs U/o VII Rule 14(3) and Section 151 of CPC is hereby allowed on cost of Rs.300/- payable to the defendant.

The documents produced are taken on record by condoning delay subject to its proof and relevancy.

For additional evidence on plaintiff side if any. Call on 29.09.2023.

II Addl. Sr. C.J. & CJM
Mangaluru.