

HONOURABLE SRI JUSTICE M.SATYANARAYANA MURTHY

CIVIL REVISION PETITION No.5891 OF 2016

ORDER:

This C.R.P. is filed under Article 227 of the Constitution of India questioning the order passed in I.A.No.398 of 2016 in O.S.No.6 of 2010 on the file of VI Additional District Judge, Medak District at Siddipet.

Petitioners/plaintiffs filed an application under Section 151 of C.P.C. seeking to reopen the case of the petitioners/plaintiffs by setting aside the order closing further evidence of plaintiffs on 29-9-2016 enabling the petitioners/plaintiffs to adduce evidence.

The trial court by order dated 29-9-2016, allowed the application which reads as follows:

*"P.W.2 CA filed, costs paid. It is submitted that there is no further evidence except the evidence of P.W.2 on said condition, this petition is allowed."*

The main grievance of the petitioners/plaintiffs before this court is that if date is fixed for adducing evidence, they are ready to adduce evidence on that day and close the entire evidence on behalf of petitioners/plaintiffs.

Therefore, considering the request of the learned counsel for the petitioners/plaintiffs to avoid unnecessary undue delay in disposal of the matter by ordering notice and inviting the counter, I deem it appropriate to direct the VI Additional District Judge, Medak District at Siddipet to fix a date for examination of P.W.2 and

in case, the petitioners/plaintiffs failed to examine witness and close the evidence on that day, the order passed by this court shall stand automatically cancelled and the learned District Judge is at liberty to proceed with the matter.

With the above direction, this C.R.P. is disposed of. No costs.

As a sequel to the disposal of this revision, the Miscellaneous Petitions, if any, pending, shall stand dismissed.

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JUSTICE M.SATYANARAYANA MURTHY

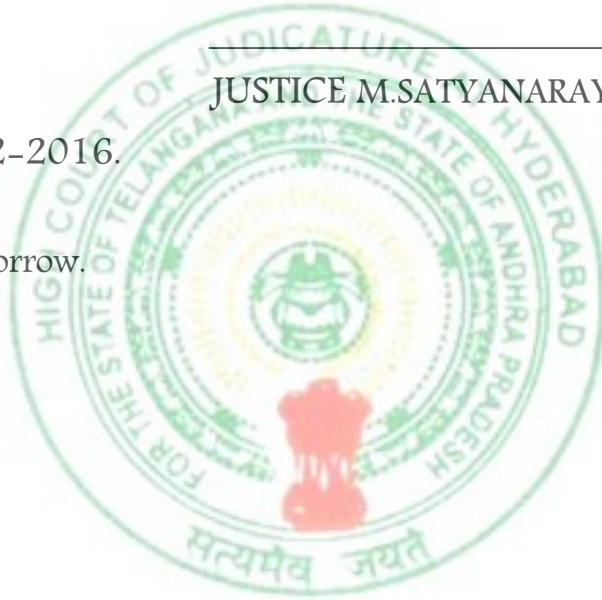
Dated 23-12-2016.

Note:

Issue C.C. tomorrow.

BO.

Dvs.



HONOURABLE SRI JUSTICE M.SATYANARAYANA MURTHY



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Dated 23-12-2016

Dvs