

HONOURABLE SRI JUSTICE P. NAVEEN RAO

CIVIL REVISION PETITION No. 484 of 2017

Date :21.7.2017

Between :

Kothapeta Madhu Raj S/o late Balaji
60 yrs R/o H NO. 6-7-11, Raganna Darvaja
Hanamakonda, Warangal and another

Petitioner

And

Fauzia Yasmeen D/o Shababuddin
R/o H No. 2-4-280, Gokul Nagar
Hanamakonda, Warangal district

Respondents

The Court made the following:



HONOURABLE SRI JUSTICE P. NAVEEN RAO

CIVIL REVISION PETITION No. 484 of 2017

ORAL ORDER:

Petitioners herein are plaintiffs. They filed O.S. No. 641 of 2014 for permanent injunction. In the said suit, they filed I.A. No. 674 of 2016 praying to lead secondary evidence and to mark certified copies of sale deed, urban land ceiling, survey report etc. The trial Court noticed that the basic requirements to invoke Section 65 of the Evidence Act were not complied by the petitioner/plaintiff. The trial Court noted that there was no whisper in the petition as to in whose custody the original documents are available and from which certified copies are obtained.

2. Bare perusal of the affidavit filed in support of I A No. 674 of 2016, it is seen that it does not disclose the essential details. A vague statement is made regarding filing of the documents in another suit, without furnishing the details of another suit.

3. Learned counsel for petitioner fairly submits that there was deficiency in submitting the true and correct facts and in making appropriate pleadings before the trial Court.

4. Having regard to the facts on record, I do not see any error in the decision arrived at by the Court below warranting interference by this Court. The revision fails and accordingly dismissed. No costs. Having regard to the same, miscellaneous petitions, if any pending, are closed.

P NAVEEN RAO,J

DATE: 21.07.2017
TVK

HONOURABLE SRI JUSTICE P. NAVEEN RAO



CIVIL REVISION PETITION No. 484 of 2017

Date :21.7.2017