



A.No.114 of 2023
and C.S.No.3 of 2014

WEB COPY

A.No.114 of 2023
in C.S.No.3 of 2014

N.SESHASAYEE, J.

This application is taken out for production of certain documents by the plaintiff and it is being orally resisted strongly by the defendant on the ground that an earlier application was taken out for identical purpose and that the present application is taken out to produce the same document that was allowed to be produced on the earlier occasion.

2.Responding to the same, the learned counsel for the plaintiff informs the Court that earlier this Court allowed A.No.968 of 2022 and allowed the reception of documents produced by the plaintiff but at the time of marking, an objection was taken by the defendants that the documents produced do not match their description in the application and hence the attempt of the plaintiff to mark the documents was foiled. Hence, this application was taken.

3.On hearing both sides, this Court understands that the defendants were served with a copy of the very document that is now being produced vide this application.

N.SESHASAYEE, J.



WEB COPY



A.No.114 of 2023
and C.S.No.3 of 2014

kas

In other words, the defendants knew the document that was required to be marked by the plaintiffs. Therefore, this Court cannot halt the procedural part of the trial any longer. This Court, hence allows this application subject to proof, relevancy and admissibility. The learned counsel for the defendants is required to make a candid statement as to the nature of objection, if any, it takes to the marking of the documents before the learned Additional Master IV.

10.01.2023

(1/2)

kas

A.No.114 of 2023
in C.S.No.3 of 2014