



C.R.P.No.6186 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.12.2025

CORAM

THE HONOURABLE MR.JUSTICE S.SOUNTHAR

C.R.P.No.6186 of 2025
and C.M.P.No.30493 of 2025

Paramanandham

... Petitioner

vs.

M.Thambi Raj

... Respondent

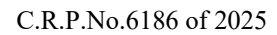
PRAYER: Civil Revision Petition is filed under Article 227 of the Constitution of India, to set aside the fair and decreetal order passed in I.A.No.4 of 2025 in O.S.No.607 of 2023, dated 15.10.2025 on the file of the IV Additional District Judge, Udumalaipet.

For Petitioner : Mr.P.Arumugavel

For Respondent : Mr.S.Prabhu

ORDER

The Civil Revision Petition is filed challenging the order passed by the IV Additional District Judge, Udumalaipet in I.A.No.4 of 2025 in O.S.No.607 of 2023, dated 15.10.2025, dismissing the application filed by the petitioner seeking appointment of Advocate Commissioner for comparison of questioned Suit Sale Agreement with admitted documents in Documents Nos.6376 of 2023 and 2226 of 2010.



2. The respondent herein filed a suit for specific performance of Suit

3. The learned counsel appearing for the petitioner would vehemently

4. A perusal of the written statement filed by the petitioner/defendant



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filed by the petitioner. Infact, in the written statement, the petitioner denied the readiness and willingness of the respondent and had taken the plea the Suit Sale Agreement was barred by limitation by efflux of time. Having failed to take a specific plea denying the signatures in the Suit Sale Agreement, it is not open to the petitioner to lead evidence with regard to the signatures found in the Suit Sale Agreement.

5. It is rudimentary principle of law that litigant is not entitled to lead any evidence, without foundational plea. The Trial Court rightly pointed out the same and dismissed the application filed by the petitioner. I do not find any error in the impugned order passed by the IV Additional District Judge, Udumalaipet in I.A.No.4 of 2025 in O.S.No.607 of 2023, dated 15.10.2025.

6. Accordingly, the Civil Revision Petition is dismissed. No costs. Consequently, the connected civil miscellaneous petition is closed.

05.12.2025

Index : Yes / No

Speaking order : Yes / No

Neutral Citation : Yes / No

dm

To

The IV Additional District Judge, Udumalaipet.

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S.SOUNTHAR, J.

dm

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