



WEB COPY



A.Nos.845 and 846 of 2026 in C.S.No.366 of 2020

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18.02.2026

CORAM:

THE HONOURABLE MR. JUSTICE P.DHANABAL

A.Nos.845 and 846 of 2026
in C.S.No.366 of 2020

1.Kalaiyarasi
2.S.Vijayakumar
3.S.Maheswaran
4.S.Mahalakshmi

...Applicants in both cases

vs.

1.Kasthuri
2.S.Arumugam
3.P.Devi
4.S.Gajendran
5.Sampath
6.Rajeshwari

....Respondents in both cases

PRAYER in A.No.845 of 2026: This application has been filed under Order XIV Rules 8 of the Original Side Rules R/W Section 151 C.P.C., praying to reopen the evidence of plaintiffs for the purpose of cross examination of P.W.1.

PRAYER in A.No.846 of 2026: This application has been filed under Order XIV Rules 8 of the Original Side Rules R/W Section 151 C.P.C., praying to recall P.W.1 for the purpose of cross examination.



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For Applicants : Mr.G.Saravanan
For R1&R2 : Mr.P.Sesubalan Raja
For R3&R4 : Mr.A.Vinothraj
For R5 to R7 :Set ex-parte in suit

ORDER

These applications have been filed by the applicants to reopen and recall the evidence of plaintiffs for the purpose of cross examination of P.W.1.

2. According to the applicants, they are defendants in the main suit and already P.W.1 was examined and chief examination of the plaintiffs was recorded and thereafter, the case was posted for cross-examination. At the time, the learned counsel for the defendants was unable to cross examine the witnesses due to his ailment and therefore the matter was referred to this Court and the plaintiff evidence was closed. Now, they have filed these petitions to re-open the case and re-call the plaintiff side witnesses for cross examination of P.W.1.

3. The other side has seriously objected and only to delay the proceedings, these applications have been filed.



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4. Considering the rival submissions made on either side and the nature of application and in order to give a fair chance to applicant, these applications are allowed.

5.The main suit is referred to the learned Master for recording of evidence on 03.03.2026. Both the parties are directed to co-operate for speedy disposal of the case and the learned Master is directed to record the evidence as early as possible, without granting any long adjournment beyond 3 days.

18.02.2026

nvi

Index:Yes / No

Speaking / Non Speaking Order

Neutral citation : Yes/No



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P.DHANABAL,J.

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