

**Thilakam and Others Vs. Radhakrishan**

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**SooperKanoon Citation :** [sooperkanoon.com/1185770](http://sooperkanoon.com/1185770)

**Court :** Chennai

**Decided On :** Feb-10-2017

**Judge :** T. Ravindran

**Appeal No. :** CRP.(PD) Nos. 381 & 382 of 2017 & CMP.No. 1684 of 2017

**Appellant :** Thilakam and Others

**Respondent :** Radhakrishan

**Judgement :**

(Prayer: C.R.P.(PD)No.381 of 2017: This Civil Revision Petition has been filed against the fair and decretal orders dated 03.01.2017 on the file of the Principal District Munsif, Cuddalore passed in I.A.No.808 of 2016 in O.S.No.127 of 2014.

C.R.P.(PD)No.382 of 2017:This Civil Revision Petition has been filed against the fair and decretal orders dated 03.01.2017 on the file of Principal District Munsif, Cuddalore passed in I.A.No.809 of 2016 in O.S.No.127 of 2014.)

1. The petitioners/defendants moved an application to re-open plaintiffs evidence and recall PW1 for further cross examination on the footing that on account of inadvertence, certain questions were omitted to be put to PW1 during the cross examination. The same was resisted by the respondent/plaintiff.

2. The Trial Court on a consideration of the case of both parties, found that no proper and valid reason has been given by the defendants to recall PW1. It was

also found by the Trial Court that the application was moved by the defendant only to fill up the lacuna and the trial court accordingly rejected the applications preferred by the defendants.

3. I do not find any infirmity in the impugned orders passed by the Trial Court. Accordingly, the Civil Revision Petitions do not merit acceptance and are dismissed. Consequently connected the miscellaneous petition is closed. No costs.

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