

CPC O. 18 R. 17A - Additional evidence - Fixed for rebuttal evidence and arguments - Main plea of the petitioner was that the suit property was ancestral yet he has been thoroughly negligent in pursuing his cause - At this belated stage, in the absence of any issue regarding the nature of the suit property, the petitioner cannot be permitted to lead additional evidence. [PLRonline 318402]

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No issue regarding nature of the suit property was framed - Plaintiff/petitioner chose to remain silent at that stage and did not take necessary steps to re-frame/frame an additional issue in that regard - evidence was closed by court order which has attained finality - Now the case is fixed for rebuttal evidence and arguments -

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