

In The Court of Sub Judge. 1st (1)
Sonapur (Saran).
P.S. 842/2008

~~23/03/22~~ Petition of both sides filed. Heard on
petition dated 08/03/22 filed by Plaintiff.
That previously on dated 12/12/19
one petition has been filed by plaintiff
to exhibit documents filed by the
plaintiff. That it is necessary to mark
exhibit that documents in the
interest of justice. That in aforesaid
petition plaintiff pray to exhibit
documents, which are public documents
and some documents are ~~2~~ more
than 30 years old documents. That
documents are follows:-

1. Gift deed dated 09/08/1933 (Musmat
Bisari Vs. Ramprith Mahto) 30 Years
old document.
2. Sale deed dated 27/02/1948 ~~for~~
= (Jethu Mahto Vs. Ram Narayn
Mahto, Ram Ichwan Mahto & others)
~~is~~ 30 Years old documents. That
other side opposed petition that at
this belated stage documents can
not be marked.

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08/08/25

Heard both sides and perused record. On perusal of record it transpires that petitioner documents are khatiyam of Manje Dhanauti which is public document. Gift deed dated 09/08/1933 Musmat Begam Vs Ram Prith Mahlo, is 30 years old document and sale deed dated 27/02/1948 Jethu Mahlo Vs Ram Nareesh Mahlo etc is also more than 30 years old documents. Also P.W.-01 Plaintiff Rampat Singh himself in para 13, 15 of his evidence proved custody of the documents and also in para 39, 50 & 57 of Cross Examination stated about the absence of documents. That P.W.-03 Bindeshwar Singh, who is son of defendant No. 1, has also deposed in para-11 of his evidence about gift deed dated 09/08/1933 That defendant witness No. 2 in para-06 of his evidence also

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stated about gift deed of Year 1923. This proves that both parties admitted documents which also discussed in their evidence and also documents are filed previously and also custody proved by witness. But due to mistake it was not marked. That Plaintiff has filed petition ~~to~~ on dated 12/12/2019 to exhibit mark the doc. but the defendant ~~at~~ has not filed any rejoinder. Also documents are public documents and essential for proper adjunction of the suit. Hence considering above facts and circumstances petition is hereby allowed in the interest of justice with Rs. 1000/- cost. Next date is 21/08/25 for argument

Manish Kumar
08/08/25
Sub. Judge. 1
Bhopal