

**ORDER BELOW EXHIBIT 113 IN RCS 438/2010**  
**(CNR No.MHAH18 001135 2010)**

The defendant No.14 has filed this application for exhibiting the documents.

2. It is his averment that he has filed documents as mentioned in the application Exh.113. The defendant has mentioned about the said documents in his evidence affidavit at Exh.114. Therefore, he prayed to exhibit the said documents.

3. Plaintiff has strongly objected the application. He has submitted that the said documents are not original one. Therefore, he prayed to reject the application.

4. Perused the application and say. Heard both sides. In connection with the application, I have placed reliance in the case of ***“Bama Kathari Patil Vs. Rohidas Arjun Madhavi, 2004(2) Mh.L.J.752”***.

	<p>“ A document is required to be proved in accordance with the provisions of Indian Evidence Act. If merely for administrative convenience of locating or identifying the document, it is given an exhibit number by the Court, it has nothing to do to its proof though as a matter of convenience only the proved document is to be exhibited. Thus, exhibiting a document is an administrative act. If a document is seen to have been duly proved, but mistakenly or otherwise is not exhibited still the document can be read in evidence. Thus, makes its clear that the document is required to be proved in accordance with the provisions of Indian Evidence Act. Whether it is exhibited or not, it makes no difference as such a proved document as to be read in evidence being admissible.”</p>	
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5. Hence, I have no hesitation to give exhibit to particular documents mentioned in the application. Hence, I pass the following order.

**ORDER**

The application is allowed.

Place : Rahuri.  
Date : 16/09/2019

(Smt.S.R.Shinde)  
Judicial Magistrate F.C., Rahuri.