



R.C.S. No. 60/2018

Samina Bagum Vs. Municipal Corporation, Aurangabad

ORDER BELOW EXH.70

1. Present application is made by plaintiffs for setting aside an order dated 22.07.2025 passed below Exh.1 closing their evidence. Read the application and reply of the defendant corporation. Heard Ld. Advocates of the rival parties.
2. Learned advocate for plaintiffs submitted that, on 22.07.2025 the suit was posted for recording remaining evidence of plaintiffs. The plaintiffs were awaiting receipt of some material documents from the defendant corporation. Moreover, the dispute was also referred to the mediation. However, on 22.07.2025 the evidence of plaintiff came to be closed. Present application was moved by him on the same date. Therefore, it is necessary to set aside said order.
3. Learned advocate for defendant corporation argued that, the plaintiffs are avoiding to adduce evidence. There is no merit in the case of plaintiff. Therefore, there it is necessary to reject the application.
4. The record shows that, on 22.07.2025 this Court has closed evidence of plaintiffs by passing an order below Exh.1 and present application is made on the same date by them. There is also a substance in the submission made on behalf of plaintiffs that the suit was referred for mediation and the plaintiffs were under the bona fide belief that it

will get settled. Therefore, it is desirable to grant one more opportunity to plaintiffs to adduce evidence. Hence, I pass the following order :

ORDER

1. Application stands allowed.
2. An order dated 22.07.2025 passed below Exh.1 closing evidence of plaintiffs is set aside.

Date :-10.10.2025.

(Shri. N.H. Tikhe)
Civil Judge Senior Division
(Corporation Court), Aurangabad.

CERTIFICATE

I affirm that the contents of this P.D.F. file Order are same, word to word, as per the original Order.

Name of the Stenographer	: Vilas K. Chavan
Court	: C.J.S.D.(Corporation Court), Aurangabad
Date	: 10.10.2025.
Order signed by the presiding officer on	: 10.10.2025.
Order uploaded on	: 10.10.2025.