



MHCH130013082023

ORDER BELOW EXHIBIT 45(Passed on 13th day of February, 2026)

Present application is filed by applicant no. 1 to 4 seeking permission of the Court to issue witness summons to principal of Priyadarshani Indira Gandhi Primary School, Bhurkunda Tah. Rajura, Dist. Chandrapur. Say of to non-applicant was called on the same.

2. Applicant no. 1 to 4 and their learned advocate through this application submitted that in view of grant of monetary relief under the Protection of Women from Domestic Violence Act, 2005. Applicants want to examine the principal of Priyadarshani Indira Gandhi Primary School, Bhurkunda Tah. Rajura, Dist. Chandrapur. As non-applicant is working as a teacher in the said school his salary certificate and status of current salary can only be verified and brought on record by examining the proposed witness. Applicants have shown willingness to pay requisite charges to call the proposed witness and prayed that witness summons may kindly be issued to the Headmaster/Principal Shri Rahul Sambhaji Nale of Priyadarshani Indira Gandhi Primary School, Bhurkunda Tah. Rajura, Dist. Chandrapur to be called along with salary records of non-applicant.

3. Learned advocate for non-applicant filed say by strongly opposing the application. He prayed that suitable order may kindly be passed.

4. Perused the application, say filed and record. Heard and

considered submissions placed before me.

5. On perusal of record it appears that present proceeding is pending under provisions of Protection of Women from Domestic Violence Act, 2005. The contention mentioned in the application appears genuine as verifying the income of non-applicant can help in determining the quantum of maintenance. As non-applicant has not denied that he is working as a teacher in Priyadarshani Indira Gandhi Primary School, Bhurkunda Tah. Rajura, Dist. Chandrapur. In view of same calling the proposed witness would be in assistance to this Court also. As proceedings under Protection of Women from Domestic Violence Act, 2005 are quasi civil in nature, therefore, there is no bar in issuing witness summons.

6. The testimony of the proposed witness appears important with a view of proving income of non-applicant. Therefore, considering the reasons mentioned above the application deserves to be allowed. Hence, I passed the following Order;

-: ORDER :-

- I. The application at exhibit 45 is allowed.
- II. Issue witness summons to Principal/Headmaster Shri Rahul Sambhaji Nale of Priyadarshani Indira Gandhi Primary School, Bhurkunda Tah. Rajura, Dist. Chandrapur.
- III. Witness summons be issued by directing the witness to bring salary records of non-applicant namely Gamatidas Harimant Dure.

Date : 13/02/2026

Place : Rajura

Sd/-

(Ashu Dinesh Patel)

2nd Jt. Civil Judge Jr. Dn.,
Rajura.

C E R T I F I C A T E

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

Name of Stenographer	:-	J. R. Hande
Court Name	:-	2 nd Jt. C.J.J.D & J.M.F.C, Rajura, Dist. Chandrapur.
Date of Order/Judgment	:-	13/02/2026
Order signed by the Presiding officer on	:-	13/02/2026
Order/Judgment uploaded on	:-	13/02/2026