

MHCO100000102001



CC No.622/2001

The Sarswat Co-op Bank Vs. Raosaheb Gadade

ORDER BELOW EXH. NO. 217

Heirs of opponent no.1 filed this application to issue witness summons heirs of opponent no. 3 with information regarding true fact as mentioned in application dated 31/03/2004 and receipt.

2. The disputant filed his say below the application and raised strong objection. It is contended that this application is not legal. There is no concern of present applicant with alleged FDR in respect of evidence. This application is filed with intention to prolong the matter. Hence, prayed that the application be rejected.

3. Heard both sides at length.

4. Perused application, say and record. The dispute relates to recovery of dues and the adjustments of securities to determine the liability of guarantors and to ascertain the transferred funds of opponent no. 3 to loan account of opponant no. 2. The evidence of legal heirs of opponent no. 3 appears to be material and necessary. No prejudice will be caused to either party, if the opportunity to lead evidence is granted. Hence, issue witness summons to heirs of opponent no. 3 with direction to remain present alongwith documents as prayed in the application. Accordingly, the application is allowed subject to witness – bhatta be paid to witness as per rule by opponent no. 1.

(S. V. Jadhav)

Judge

Date : 18/ 07 /2026

Place : Sangli

Co-Operative Court No.1 Sangli