

ORDER BELOW EXH.143 IN DISPUTE No.181/2018
Shobha Bendre Vs.Nivadnuk Nirnay Adhikari & others

The present application has been filed by opponent no.2 contending that, he has filed on record the certified copy of F.I.R. no. 1349/2024. The said document is public document hence it be exhibited.

2] The disputant has filed his say overleaf of this application. It is contended that opponent has not filed his additional evidence. The document can not be exhibited unless it has been proved. Opponent no. 5, 11 to 13 have filed their say at Exh. 144. It is contended that the election as alleged by the disputant has not been conducted. The alleged F.I.R. has not been proved, hence it can not be exhibited.

3] Perused the record. The opponent has filed on record the certified copy of F.I.R. at Exh. 142/1. It appears from the record that the said copy is the certified copy issued under the authority of Chief Judicial Magistrate . It is settled law that, during a trial, the party relying on the exhibit must still provide evidence to formally prove it under the relevant provisions of Evidence Act. Hence, considering the document filed on record and the settled law, I am of the considered view that the application needs to be allowed. Accordingly, I proceed to pass the following order.

ORDER

1. The application is allowed.
2. The document i.e. F.I.R. filed at Exh.142/1 be exhibited only for it's identification.

Dt.- 09/10/2025

Sd/-
(M.P. Jaswant)
Judge,
Co-operative Court,
Ahmednagar.