

MHKO050003472013

Order below Exh.172 inSpecial Civil Suit No. 5/2013

Plaintiff has filed application to frame additional issue.

2. Perused the application and say. Heard learned advocate for plaintiff and learned advocate for defendant.

3. It is submitted on behalf of plaintiff that, defendant No.1-A to 1-C have filed written statement and taken objection that, suit is not maintainable as plaintiff firm is not registered partnership firm. Therefore, issue is required to be frame.

4. It is submitted on behalf of defendants that, only to prolong the matter present application filed by plaintiff. There is no any ground to file the application. Hence, application may be rejected.

5. I have gone through the record. It appears that, my learned predecessor has framed issues at Exh. 18 it appears that, original defendant No.1 is expired therefore his legal heirs brought on the record. They filed written statement at Exh. 171 and taken objection that, suit is not tenable as plaintiff firm is not registered firm. Considering the facts in my opinion it will be proper to frame additional issue Whether plaintiff firm is

registered partnership firm? Hence, I pass following order.

ORDER

1. Application is allowed.
2. Additional Issue be frame at Exh.18 as follows
 - 1-A Does plaintiff proves that, plaintiff is registered partnership firm?

Ichalkaranji.

Date : 24.06.2025.

(R. S. Rote)

Civil Judge Senior Division,
Ichalkaranji.