

-1- **Special Civil Suit No. 27/2012(Exh.76A)**
CNR NO. : MHKO07-000929-2012

MHKO070009292012



ORDER PASSED BELOW EXH. 76A

1] This application is filed by defendant No.6 seeking permission to take cross examination of defendant No.1.

2] Defendant No.1 filed his say and opposed to allow this application contending that, this is a suit for specific performance in relation to agreement between plaintiff and defendant No.1. Therefore, defendant No.6 is not entitled to take his cross-examination. Besides that, another suit bearing Spl.Civil Suit No. 11/2012 is pending between the same parties.

3] Heard both side gone through record. It is necessary to mention here that, interest of defendant No.6 is adverse to the interest of defendant No.1. Issues are framed in this suit by which burden is casted on defendant No.6. Therefore, defendant No.6 has right to take cross examination of defendant No.1. Hence, following order.

ORDER

Application is allowed and permission is granted to take cross examination of defendant No.1.

Dt.: 02.01.2020.

(**K.G. Sawant**)
Civil Judge Senior Division,
Jaysingpur