

**ORDER PASSED BELOW EXH.61**

1. This application is filed by defendant Nos.2 and 3 vide Order 47 of Civil Procedure Code praying therein to review order passed by this Court below Exh.58 on 21.6.2016 and frame additional three issues as suggested by present applicant in Exh.58. Plaintiff filed his say and opposed to allow this application contending that additional issues are not required to be framed.

2. Heard both sides and gone through the record and pleadings. Issues suggested by defendants are regarding validity of lease deed, maintainability of suit and validity of power of attorney. So far as proposed issue Nos.2 and 3 are concerned, those are concerning with maintainability of suit and validity of power of attorney, I do not find these issues are material to decide controversy between the parties. If lease deed is not valid, definitely it will affect on the relief claimed by plaintiff. Therefore, issue regarding validity of lease deed is required to be framed. In result, review

application is partly allowed and I am going to frame following additional issue as follow.

**Additional issue**

- (1) Whether alleged lease deed dated 17.4.2014 is legally enforceable and valid in the eyes of law ?

Jaysingpur.  
Dt.: 27.06.2018.

Sd/-  
**( K.G. Sawant )**  
Joint Civil Judge Senior Division,  
**Jaysingpur.**

