

**Order below Exh.50 In R.C.S. No.1030 of 2022**

(Passed on this 03<sup>rd</sup> day of December, 2025)

**Bhagwan Vrs. Kaushalyabai & Ors.**

CNR NO.MHLA060026762022

This is an application filed by the plaintiff to exhibit the sale deed bearing document No.83 dated 13.01.1972 produced by him.

**02.** Perused the application, say of the defendant filed overleaf. Perused the record.

**03.** The plaintiff averred in the application that he has filed sale deed bearing document No.83 dated 13.01.1972 with list of document Exh.4. The certified copy of the sale deed is produced on record. Hence, it be executed in view of Section 90 of the Indian Evidence Act.

**04.** The defendant contended that the sale deed is not in original. Thus, it can not be exhibited. Hence, requested to reject the application.

**05.** The sale deed produced vide list of documents Exh.4/1 is the certified copy. The presumption laid down under Section 90 of the Indian Evidence Act cannot be attracted to the certified copies. The sale deed is not a public document. Its contents have to be proved by orally admitting the contents. Hence, the sale deed cannot be directly exhibited without proving its execution and contents. Thus, the application is

liable to be rejected. Hence, I pass the following order;

**ORDER**

The application is rejected with cost.

**Place:** Ahmedpur.

**(Swanandi D. Wadgaonkar)**

**Date:-** 03.12.2025.

Jt. Civil Judge, J.D., Ahmedpur.