

**ORDER BELOW EXH. 283.**

01. Present application is filed by defendant No. 2 & 5 to call the Bank Manager to prove the certificates dated 11.02.1992 and 15.10.2016, as a witness.

02. In short, it is the contention of defendants that, defendants have obtained the loan and repayed the same. The Bank has issued the certificates regarding the same which are filed on record. Therefore, to prove the said certificates, it is necessary to call the bank manager.

03. Plaintiff opposed the application contending that list of witness is not filed. Defendants admitted in cross that loan was not obtained to purchase the property. Hence, prayed to reject the application.

04. Heard the parties. It is the contention of defendants that by obtaining loan he has purchased the property. In these situation, it is necessary to grant permission to examine the bank witness.

05. Though list of witness is not filed but defendants have sought permission by mentioning the reason of examining the witness and the name of witness. The admission given by defendants can be considered finally and same is not relevant to decide the present application. Hence, I pass the following order,

**ORDER**

1. Application is allowed.
2. Issue witness summons on bhatta as prayed.

Sd/-  
(R.P. Kulkarni)  
Civil Judge Senior Division,  
Nilanga.

Date : 14.03.2019.