

**Order below Exh.196 in RCS No.42/2012**

By this application plaintiff has requested to issue witness summons to PWNo.6 Shri Tejmal Ratanlal Bora, R/o.Near Shahu College, Chandranagar, Latur on the grounds stated in the application. Defendant No.2 has filed his say and raised objection. Perused application and say. Record shows that Shri Tejmal Ratanlal Bora has been examined by plaintiff as PWNo.6 at **Exh.132**. However, his cross examination came to be deferred and in the meantime, defendant No.2 moved an application at **Exh.156** directing the plaintiff to produce his ledger book, profit and loss account and etc. PWNo.6 Shri Tejmal Ratanlal Bora has specifically admitted in his cross examination that they do not keep record in their custody. In such circumstances, there is no reason to ask PWNo.6 Shri Tejmal Ratanlal Bora to bring the documents along with him. But, as his cross examination is yet to be concluded, his presence is required and it has to be secured by issuing witness summons to him. For these reasons, issue witness summons to PWNo.6 Shri Tejmal Ratanlal Bora, R/o. Near Shahu College, Chandranagar, Latur, subject to depositing Rs.500/- as witness bhatta in the Court, who shall bring the record of Audit Report of plaintiff Abdul Khalil Karim Shaikh, R/o. Nilanga, for the period of 15/04/1994 to 31/03/1995, if available.

*Order dictated and pronounced in open Court.*

Date : 11/10/2022

(Ashish B. Marlecha)  
Civil Judge (Sr.Dn.),  
Nilanga, Dist. Latur.