

Order below Exh.231 in RCS No.215/2010

By this application defendant Nos.1 and 2 have requested to issue witness summons to Shri Ramesh Bhaurao Patil, R/o. village Dhanura, Tq. Nilanga alongwith directions to bring the original sale deed bearing No.2133/2000 dated 30/05/2000, on the grounds mentioned in the application. Plaintiffs have raised strong objections. Perused application and say. Heard both the sides. The fact that sale deed came to be executed in favour of the wife of defendant No.1 and Shri Ramesh Bhaurao Patil has been pleaded in the counter claim at **Exh.33**. In such situation and to prove the facts pleaded in the counter claim, which tried as a suit, in my opinion, it is necessary to issue witness summons, as prayed. No prejudice will be caused to plaintiffs as they will have opportunity to cross examine the said witness. Besides, defendant Nos.1 and 2 have annexed affidavit of defendant No.1 at **Exh.234**. Hence, I pass following order:-

ORDER

1. Issue witness summons Shri Ramesh Bhaurao Patil, R/o. village Dhanura, Tq. Nilanga and he is directed to bring the original sale deed bearing No.2133/2000 dated 30/05/2000.
2. No order as to costs.

Date :03/01/2025

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