



**Order below Exh.124 in RCS No.87/2014**

[ Mohan Vs. Vasant and Ors. ]

1. Perused contents of application and say thereon. Perused record and proceedings. Heard to both sides.

2. The application discloses that, page 15 of the written statement mentions the contentions about sanction of mutation entry No.68 on the basis of document of consent. However, the defendant failed to file such document of consent. Therefore, the plaintiff is seeking to give directions to the defendant for producing such document of consent. The defendant contended that, the suit is fixed for adducing evidence by the plaintiff. The present application is filed to prolong the matter. Document of consent as contending in the written statement has been handed over to the Talathi so as to getting sanctioned mutation entry No.73. The plaintiff is aware of the same. Therefore, the defendants prayed to reject the application.

3. Aforesaid say of the defendants itself reflects existence of document of consent as contended. It is not disputed for long that it was handed over to the Talathi. Moreover, the present suit is filed for recovery of possession of the suit properties. Averment in the written statement prima-facie discloses that, the plaintiff and defendant No.1 consented on the stamp paper for corrections of consolation and fragmentation survey record with respect to the suit properties. Therefore, alleged document of consent appears to be relevant. In that view of the matter, it would be just and proper to have such document of consent on record to decide the real controversies between the

parties finally on merits and to avoid the multiplicity of the suits and proceedings. Furthermore, the defendants never denied fact of existence of the alleged document even though they contended that it was handed over to the Talathi. Hence, in the interest of justice, I pass following order.

**ORDER**

The defendants are hereby directed to produce alleged document of consent, if it makes available.

Date :03/09/2025

(R.V. Pande)  
Civil Judge (Sr.Dn.),  
Nilanga, Dist. Latur.