

**Order below Exh.66 in RCS No.416/2015**

**Umakant Vs. Lalasaheb & Ors.**

**MHLA110004332015**

By this application plaintiff has requested to direct defendant No.1 to produce documents bearing his signature and as requested by handwriting expert vide his report at **Exh.65** dated 19/11/2018. Defendants failed to file their say. Perused application. Heard learned advocate for plaintiff, who submitted in the line of his application and requested to allow the same. Record shows that plaintiff has filed this suit for specific performance of contract and perpetual injunction. Defendants have filed their WS at **Exh.16** and contested the claim of plaintiff. Record further shows that plaintiff moved an application at **Exh.42** for appointing handwriting expert as court commissioner who shall compare the signature of defendant No.1 as appearing on the Vakalatnama with the agreement to sale dated 27/05/2014. This application came to be allowed by order dated 12/06/2017 and some documents bearing signature of defendant No.1 and the specimen signatures were referred to handwriting expert.

2. However, by correspondence dated 19/11/2018 vide **Exh.65** the handwriting expert has requested to provide some more documents bearing signature of defendant No.1 and belonging to year 2005 be sent along with other documents referred supra. Till date, defendant No.1 has not provided these documents and therefore, the matter is being kept lingering. To obtain the report of handwriting expert and to decide the suit at the earliest, it is necessary to direct defendant No.1 to comply with the documents as sought by handwriting expert vide correspondence dated 19/11/2018 bearing Exh.65. For these reasons, I pass following order:-

**ORDER**

1. Application is allowed.
2. Defendant No.1 is hereby directed to provide all the documents bearing his signature and as sought by handwriting expert vide correspondence dated 19/11/2018 bearing **Exh.65**, at the earliest and if possible within one month from today.
3. No order as to costs.

*Order dictated and pronounced in open court.*

Date :19/11/2022

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