

ORDER BELOW EXH. 64

(Passed on : 16.11.2018)

Read application and say filed thereon. Heard both the parties. In written statement of deft. No. 1 to 4 there is no specific pleading that suit is barred under the provisions of Prevention of Fragmentation and Consolidation of Holdings Act. Therefore, issue as prayed cannot be framed.

Further though to frame issue on law point no pleading is necessary in certain cases & the Court can frame issue sou-moto, but in present matter issue No. 3 is already framed. Therefore no substance found in application. Hence, application is rejected.

Nilanga.
Dated : 16.11.2018.

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