

Order Below Exh.67

This is an application filed by plaintiff for recasting issue no.2 as “**Does plaintiff prove that, she is entitled for recovery of possession to the extent of 0H 14R land ?**”. The Ld. Advocate for defendant scribed his say overleaf the application and strongly objected for recasting issues. Hence, prayed to reject the application.

2. Heard Ld. Advocate for both the sides. Perused plaint and written statement. This is a suit for recovery of possession. Considering, the nature of dispute, pleadings of the parties and relief claimed it appears that the abovesaid issue sought to be recast by the plaintiff is essential for the final adjudication of the suit. Hence, I pass following order:-

ORDER

1. The application is allowed.
2. Issue no.2 framed at **Exh.21** is recasted as prayed.

Date – 30/07/2024.

(R.D.Kharate)
Jt.Civil Judge Jr. Division,
Nilanga