


MHLA160000012001 	<u>RCS No.51/2008</u> <u>Vikram Vs. Govind & Ors.</u>
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ORDER BELOW EXH.259

This is an application for exhibiting copy of order of Tahsildar filed below list Exh.40.

2. Heard learned advocate Shri. B.V. Patil for defendants and learned advocate Shri. D.D. Somwad for plaintiff at length. I have carefully gone through the record. This is suit for recovery of possession. On behalf of the plaintiff made a dispute of nature of order and that order is set aside due to breach of condition. But it is not subject of this application or it shall not decide at this stage. It is subject of merit of suit and appreciation of evidence. The plaintiff has admitted existence of that order. It is pertinent to note here that the plaintiff has ever chance to file counter document to rebut that order. Therefore, the plaintiffs objection is not maintainable.

3. The alleged order is a part of public record i.e. proceeding before the Revenue Officer/Tahsildar. The defendant has filed order issued by the Tahsildar. Therefore, its have presumptive value. It is admissible in eye of law. There is no need to examine the Tahsildar to prove that order. It can be read in evidence. This is fit case to exhibit the order in the interest of justice. The application is deserved to be allow. Hence, I pass following order;-

ORDER

- 1) The application is allowed and exhibit order of Tahsildar, passed in N.A.-A/1998-99/JMR/Reg/A-11 dated

04/08/1998, filed below list Exh.40 in the interest of justice.

- 2) Order dictated on computer and pronounced in open Court.

Date – 18/03/2026.
Deoni.

(S.A. Surjuse)
Civil Judge (Jr.Dn.), Deoni.