

ORDER BELOW EXH.35

(Order passed on 19.12.2016)

1. This is an application filed by the plaintiff for impounding the sale deed dtd.16/01/1990. The said document is unregistered. The case of the plaintiff rests upon the said documents. So, it is requested that in order to become the document admissible in evidence. It requires to be impounded. So, it is requested accordingly.

2. The defendant has resisted the application. It is submitted that the present application is moved in order to fill up the lacuna. So, it is requested that the application be rejected.

3. After going through the facts and circumstances of the case, I find that the request made by plaintiff is justifiable one and according to the procedure and provisions of the Bombay Stamp Act. Therefore, as from the facts and circumstances, it is seen that the impounding of the present document is necessary, I would like to pass the following order in the interest of justice :

R.C.S. No. 33/2015

(2)

Vasantabai Vs. Vinay

ORDER

- 1] The application at Exh. 35 is allowed.
- 2] The sale deed dtd. 16/01/1990 is impounded. It be sent to the Collector of Stamps Nagpur under Bombay Stamp Act.
- 3] The Collector of Stamps is directed to collect the deficient stamp duty and penalty if any on the above said document from the plaintiff and return the said document to him after its compliance within 15 days from the date of this order.

Dated:-19/12/2016

(S.A.Khalane)
Civil Judge Jr. Division,
Bhiwapur.