

New RCS No.880/2025
Old RCS No.295/2018
Parmeshwar Borade & other Vs.
Vishwanath Borade & other
CNR No.MHOS120010232025

ORDER BELOW EXH.01
(Passed on 15th October, 2025)

Perused record and proceeding. Today, both parties and learned advocate for defendant No.3 are absent. Present suit is filed for recovery of possession and perpetual injunction. As per amendment vide order below **Exh.30**, suit summons issued to defendant No.2. Its report not on record since long time. Plaintiffs failed to take steps regarding service of summons to defendant No.2. Record further shows that after death of defendant No.1, his legal heirs impleaded in a suit as 1-A but plaintiff failed to provide copy of amended plaint as per order below **Exh.43**. Therefore, suit summons not issued to defendant No.1-A. Sufficient opportunity already been given to the plaintiffs. But they failed to avail it. Hence, I proceed to pass following order:

ORDER

Suit stands dismissed against defendant No.1-A and 2 vide Order IX Rule 2 and Order IX Rule 5 of Civil Procedure Code, 1908 respectively.

(Dictated and pronounced in open Court.)

Date : 15.10.2025

(Smt. P.S.Jadhav)
2nd Jt. Civil Judge Sr. Dn.,
Osmanabad.

C E R T I F I C A T E

I affirm that, the contents of this P.D.F. file order are same,
word to word, as per the original order.

Name of Stenographer	...	N. V. Koli Stenographer Grade-III
Court	...	2 nd Jt. Civil Court Sr. Dn., Bhoom.
Date	...	15.10.2025
Order signed by Presiding Officer on	...	15.10.2025
Order uploaded on	...	15.10.2025