

ORDER PASSED BELOW Exh.69 In Cri.M.A..NO.336/2017

(Vaishali Bharat Kaspate Vs. Bharat Shantaram Kaspate and Ors.)

The application has filed by present Applicant for exhibiting the documents in respect of property of the Respondent.

02. Perused the application Exh-69 and say filed thereon.

03. Learned advocate Smt. Shilpa Lavangare for the Applicant and learned advocate Shri. Harish Bhedane for the Respondent.

04. The learned advocate Smt. Shilpa Lavangare for the applicant submitted that, applicant had filed documents in respect of the property of respondent at the time of hearing on interim application Exh-5 but, the said documents have not been exhibited due to inadvertence of the applicant. Therefore, the said documents are required to be exhibited and be read in evidence.

05. Per contra, the learned advocate Shri. Harish Bhedane for the respondent submitted that, the evidence of the applicant is closed and the matter is fixed for final argument. The applicant has not filed affidavit in support of the said application and without re-examination of the applicant, the said documents an not be exhibited as the said documents to be exhibited are xerox copies. Hence, he prayed to reject the application.

06. On considering the rival submission of both the parties and on perusal of record, it is noted that, the evidence stage of the applicant has been closed and the evidence stage of the respondent is also closed and the present matter is posed for final argument.

07. Further it is also noted that, documents to be exhibited can not be exhibited unless the evidence stage of the applicant is recalled. Hence, I do not find any merit in application. Hence, following order.

ORDER

The application is rejected.

Date : 02/09/2024
Place : Vadgoan Maval.

(Shri. V.R. Doifode)
4th Judicial Magistrate F. C.,
Vadgoan Maval.

CERTIFICATE

I affirms that the contents of this P.D.F file Judgment/Order are same word for as per original order.		
UPLOAD DATE	TIME	Name of Stenographer
04/09/2024		A.K. Mohammad (Grade-III)

Name of the Judge(with designation)	Shri. VR. Doifode, 4th Jt. C.J.J.D. & J.M.F.C. Vadgaon Maval, Pune
Date of Pronouncement of Judgment	02/09/2024
Judgment Typed on	02/09/2024
Judgment signed by P.O. on	02/09/2024
Judgment uploaded on	04/06/2024