

Order Below Exh. 01 in R.C.S. no. 23/2013

(CNR No. MHRT080002662013)

Present suit is pending for evidence. Plaintiff no. 3 has filed his affidavit in lieu of examination-in-chief at Exh. 79. In the said affidavit he has referred the documents produced on record at Sr. no. 1 to 3 of list at Exh. 05.

02. Learned advocate Shri. A. A. Kadam for the plaintiffs has submitted that, these documents be marked as exhibit. Learned advocate Shri. C. M. Mangale for the defendants has submitted that, in respect of document no. 3 i.e. postal envelop, formal contents as to proof of documents are not stated. Therefore, said envelop cannot be marked exhibit, according to learned advocate.

03. Noticeably, it is clearly stated in the affidavit that, the original envelop is produced on record. Further, it was an envelop whereby notice was sought to be served on a person named Rajesh Agrawal. Said document bears the seal of post. Considering the nature of document and contents of affidavit, even said envelop can be admitted in evidence. Accordingly, documents at Sr. No. 1 to 3 of list at Exh. 05 are marked as **Exh. 81 to 83**, respectively. Further, the document of notice received from envelop at Exh. 83 is marked as **Exh. 84**.

Date : 17.08.2022

(B. D. Tare)
Civil Judge (J. D.)Deorukh

- : C E R T I F I C A T E : -

Judgment/order in (Order below Exh.01 in R.C.S No.23/2013)

I affirm that the contents of this Pdf file order are same words as per original order.

Name of Stenographer	:- S. S. Thaware (Jr. Clerk)
Court Name	:- The Court of Civil Judge (J.D.) & Judicial Magistrate F.C., Deorukh
Date of decision	:- 17/08/2022
Order signed by PO. on	:- 17/08/2022
Order uploaded on	:- 17/08/2022