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R.C.S. No.62/2012
Exhibit No.1

MHSN110001692012



ORDER BELOW EXHIBIT 1 IN RCS
NO.62/2012
(Kishor Mohan Rakshe Vs Shivaji Bhagwan Patil)

1. The plaintiff has filed suit for partition against his father Mohan, who is defendant No.4 in the suit. The plaintiff has not pleaded the date of death of his grandfather Jagannath Namdev Rakshe and grandmother Hirabai Jagannath Rakshe. Hence, plaintiff is directed to file the death certificate of Jagannath Rakshe and Hirabai Rakhse on record on next date.

2. It is also directed to the plaintiff to argue on the point of maintainability of the suit or why the suit shall not be rejected under Order VII Rule 11(d) of Code of Civil Procedure in view of authority of Hon'ble Apex Court in case of Uttam Vs. Saubhagsingh AIR 2016 SC 1169. The plaintiff shall argue on this point on next date positively.

Date: 09/01/2026.

(R.B.Kulkarni)
Jt. Civil Judge Jr. Dn., Atpadi.

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Certificate

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

Name of the Stenographer	- A. S Yadav
Court	- Jt. CJJD and JMFC, Atpadi.
Date	- 09.01.2026
Order signed by the	
Presiding Officer on	- 09.01.2026
Order uploaded on	- 09.01.2026