

Order Below Exh.28 In M.C.A.No. 02/2026
(Shivaji Vetal Vs. Balaso Vetal)
(CNR No. MHSN170000092026)

1. This application is filed by respondents for production of documents contending that the respondents are producing important document alongwith list, hence this application.
2. The appellant has filed say below the application stating that most of the documents are part of paper book. The appellant seeks time to confirm about the photographs.
3. I have heard both sides. Gone through the record.
4. Respondents want to produce xerox copies of documents and photographs along with this application. Ld. Advocate for the appellant has taken strong objection stating that the reason is not mentioned in the application for production of documents at this stage in the appeal, therefore application be rejected. On the other side, Ld. Advocate for the respondents has submitted that to bring actual fact on record, the respondents want to produce documents and photographs on record.
5. Order 41 Rule 27 of the C.P.C. contemplates production of additional evidence in Appellate Court. By way of this application, respondents want to produce xerox copies of documents and photographs. Admittedly, the photographs produce along with list have not produced before the trial court, so appellant could not get opportunity to argue on these documents. Moreover no specific reason is mentioned in the application why the copies of those photographs have not be

produced before the Ld. Trial Court. In these facts and circumstances, I do not find substance in this application. Accordingly, I pass the following order :-

ORDER

1. Application is rejected.
2. No order as to costs.

Vita
dt.15.07.2026

(Usha V. Indapure)
District Judge – 2, Vita.