

ORDER BELOW EXH. 148 IN Spl.C.S.No.87/2010
(I.A.No.02/2021)

1. Perused the application and say.
2. Heard both the sides at considerable length.
3. The plaintiff through this application prayed to set aside the order of 'evidence closed' dated 16.09.2021 and permission to file evidence is claimed. As per his contention, he could not file evidence due to illness. Therefore, this application is filed to set aside the evidence closed order.
4. The defendant has challenged the application on count that the reason mentioned in the application is false and only to prolong the matter this application is filed. Hence, application be rejected.
5. The suit is filed in the year 2010. The evidence closed order is passed on 16.09.2021. The suit is for declaration and partition. The valuable rights of the parties are involved. To decide the suit on merits, it should be allowed. The costs can be granted to the defendant. Hence, following order is passed.

ORDER

1. The application below exh.148 is allowed subject to costs of Rs.200/-.
2. The order of 'evidence closed' against plaintiff is set aside.

Date: 14.10.2021.

Sd/-
(M.R. Jadhav)
Civil Judge Senior Division, Pandharpur

CERTIFICATE

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

Name of Stenographer : B.R.Kondekar
Court Name : Civil Court Senior Division, Pandharpur
Date : 14-10-2021

Order/Judgment signed
by the Presiding Officer on : 14-10-2021
Order uploaded on : 14-10-2021