

**1 R.C.S.No.127/15(EXH.28)**

**ORDER BELOW EXHIBIT NO. 28**  
**(PASSED ON 18<sup>th</sup> JULY, 2018)**

1. By this application the plaintiff is prayed for joint hearing of present suit with the hearing of Regular Civil Suit No. 670 of 2015 which is also pending in this court.

2. Plaintiff contended that as the parties in both the suit are same and in Regular Civil Suit No. 670 of 2015 an application under Section 10 of Code of Civil Procedure is pending for the purpose of avoiding the wastage of time and efforts of both the parties. The hearing of present suit be conducted alongwith the hearing of Regular Civil Suit No. 670 of 2015. Plaintiff prayed for allowing the present application.

3. This application was filed on 06-01-2017, till 25-09-2017 defendant not filed his say. Therefore, on 25-09-2017 an order of no say by the defendant was passed. In spite of various of opportunities the defendant and his learned advocate not remained present. Therefore, this application is taken up for its decision.

4. The record shows that present suit is fixed for hearing since 05-12-2015. The contents of present

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application shows that Regular Civil Suit No. 670 of 2015 is pending before this court. On perusal of record of Regular Civil Suit No. 670 of 2015 it appears that the parties in this suit are also party in that suit. As contended by the plaintiff the suit property in both the suit is same. Therefore, for the purpose of speedy disposal of both matter present suit and Regular Civil Suit No. 670 of 2015 shall be tried together which will also helpful to conduct trial of both suit. As the suit property is same and parties are same. Probably the evidence which will be came on record also identical in both the suit. Therefore, trial of this suit is required to be conducted alongwith Regular Civil Suit No. 670 of 2015. Hence order.

**ORDER**

1. Application is allowed.
2. Hearing of present suit be taken alongwith the hearing of Regular Civil Suit No. 670 of 2015.

18<sup>th</sup> July, 2018.

Sd/-  
( D.U.Rajput )  
4<sup>th</sup> Jt. Civil Judge, Junior Division,  
Pandharpur.

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**CERTIFICATE**

I affirm that the contents of this PDF file order is same word to word as per the original order.

- (a) Name of the Stenographer :Sadafule M. P. Steno(LG)
- (b) Court :4<sup>th</sup> Jt. CJ.J.D.,Pandharpur.
- (c) order signed by P.O. on :18<sup>th</sup> July, 2018.
- (d) order uploaded on :21<sup>st</sup> July, 2018.