

ORDER BELOW EXH. 85
(Passed on 10.02.2022)

Plaintiff has present application to pass no argument order against defendant no. 1 & 2 and also decide the application filed below Exh. 76 on merit. It is the contention of plaintiff that, he has filed suit for partition and separate possession in respect of ancestral joint family property and defendant no. 1 & 2 have filed temporary injunction application below Exh. 70 against the plaintiff and same is dismissed by this court. Against order of this court appeal is prefer before the District Court Pandharpur bearing appeal no. 89/2021. During pendency of appeal plaintiff has filed application below Exh. 76 u/s. 151 of Code of Civil Procedure for giving direction to the defendants for filing bill receipts of the sugarcane supply to the sugar factory from the suit property. Said application is pending for hearing. Defendants have filed their say to the application Exh. 76 but intentionally avoided to argue the matter and caused delay. Therefore, plaintiff prayed to pass no agrument order against the defendant no. 1 & 2 and decide the application Exh. 76 on merit.

2] Defendant no. 1& 2 by filing their say to present

application have strongly opposed and submitted that, they are ready to argue the application Exh. 76 and prayed to reject the application.

3] Considering the rival contention of both the sides. So also, today defendant no. 1 & 2 are ready to argue the application filed below Exh. 76. They have also filed their say to the application filed below Exh. 76. Therefore, there is no any question arises to pass any adverse order against the defendants. Hence, I find no any legal force in the present application. Therefore, I proceed to pass following order:

ORDER

Application stands rejected.

Date:- 10/02/2022

SD/-
(*A. P. Karad.*)
Jt. Civil Judge, J.D.
Pandharpur

CERTIFICATE

I affirm that, the contents of this PDF file Judgment/Order are same word to word, as per the original Judgment / Order.

Court : Jt. C. J. J. D. Pandharpur

Name of Stenographer : M. P. Gheradi.

Date : 10.02.2022

Judgment/Order signed by
the Presiding Officer on : 10.02.2022

Judgment/Order uploaded on : 11.02.2022