

**ORDER BELOW EXH NO.48**

(Passed on 09/04/2026)

1. Present application is filed by plaintiff for grant of permission for production power of attorney of plaintiff. It is contention of ld counsel for plaintiff that plaintiff is old person aged about 80 years. Due to his old its become difficult for plaintiff to lead evidence and remain present before court on each and every date. Therefore, plaintiff appointed his son as his power of attorney. Plaintiff prayed for allowing production power of attorney.
2. The ld counsel for defendant no.1 filed his say below Exh.48 and submitted that the reason mention in application are not true and correct. He further submitted that plaintiff has not filed any documentary evidence on record to show his illness. Defendant no.1 prayed for rejection of present application.
3. The ld counsel for defendant no.3 to 5 Shri V.G.Chaure adopted the say of defendant no.1.
4. Perused application and say. Heard ld counsel for plaintiff, defendant no.1, 3 to 5. Defendant no.2 failed to file his say in spite of sufficient opportunity. Present suit is filed by plaintiff against defendants for dividation of Gat and fixation boundry mark along with permanent injunction. The age of plaintiff mention in plaint in the year 2014 is mentioned as 68 years. After perusal of power of attorney it reveals that age of plaintiff is 80 years. Taking into consideration the facts and circumstance of present case that the age of plaintiff is 80 years and he is old aged person and he is unable to attain the court proceedings regularly. Therefore, his son as a power of attorney. Therefore, the production of document as prayed by plaintiff is allow

no prejudice will cause to defendants. Hence, I proceed to pass the following order.

Order

1. Application below Exh.48 is allowed.
2. Permission to filed power of attorney is granted to plaintiff as prayed in the interest of justice.

Date:-09/04/2026

Place:-Karmala

(A.K.Sharma)
Jt.Civil Judge, Junior Divisoin,
Karmala.