

ORDER BELOW EXH.29
IN
R.C.S.No.251 of 2023
(Ranjeet Kudale & Ors. Vs. Ajinath Kudale)

This is an application filed by plaintiff to set aside 'evidence closed' order. It is submitted that plaintiff recently know about the death of defendant No.2 and 3. Their death certificate are in the office of Grampanchayt Zare. It is necessary to produce on the record. Hence, prayed to set aside the evidence closed order.

2. Defendant failed to file say.

3. Heard learned advocate for plaintiff.

4. Perused the record. Application is filed by the plaintiff on 09.09.2025. The plaintiff filed evidence closed pursis vide Exh.16 on 29.04.2025. This suit is filed for partition and possession. There is no dispute regarding death of defendant No.2 and 3. It is settled law that equal opportunity should be given to both sides. Hence, to decide the suit on merit, it should be allowed. Hence, following order is passed.

ORDER

1. The application is allowed.
2. The order below Exh.16 is hereby set aside.
3. Costs in cause.

Place : Karmala
Date : 11.12.2025

(S.M.Ghuge)
Civil Judge, Senior Division,
Karmala, Dist.Solapur

(CNR No.MHSO220047082023)

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, Karmala
Date 11.12.2025

Order/Judgment signed
by the Presiding Officer on : 11.12.2025

Order uploaded on : 11.12.2025