

CNR NO.MHST-0500 5146 2023

IN THE COURT OF CIVIL JUDGE SENIOR DIVISION, KARAD**ORDER BELOW EXH.39 IN Spl.D. No.64/2023**

1. Mr. Balwant Bapuso Chavan & Ors.	...D.H.
<i>Versus</i>	
1. Collector, Satara & Ors.	...J.D's

Advocate Mr. S. G. Garud for the D.H.

Advocate Mr. V. P. Rajebhosale for the J. D. No.4.

Coram : S. B. Todkar,
C.J.S.D. Karad.
Date : 20/04/2026

ORAL ORDER :

This is an application filed by applicants for permission to verify the contents of Exh.35 by giving them permission on video conferencing.

02. Perused the application. Heard Ld. advocate for the applicant.

03. It appears from record that D.H. have filed present execution application for recovery of decretal amount alongwith interest etc. on the grounds specifically mentioned in execution application. After service of notice J.D.No.4 appeared and filed various applications including adjournment application including filing say, filing darkhast amount and dismissal of darkhast application etc. Time to time Court has passed necessary orders. Court has rejected application below Exh.28 which was filed for dismissal of the darkhast / rejection of execution application on 17/04/2025. Thereafter, J.D.'s have filed application for withdrawal of amount which is deposited by J.D.'s. That application is pending for hearing. Court has directed the

parties to remain present before Court for verification. As per that direction on 09/03/2026 D.H. No.1A, 1B, 2A and 2D were present. They admitted the contents of present application. D.H. 1B stated that, handover share of amount of D.H.No.1 towards D.H.No.1A. D.H. 2D stated that, handover share of amount of D.H.No.2 towards D.H.No.2A. To that extent verification is completed. Thereafter, present application has been filed when matter be kept for verification of the remaining D.H. and for hearing of further applications.

04. Court can verify the contents of an application and record evidence or statements via video conferencing. This process is considered a valid judicial proceeding under the Code of Civil Procedure (CPC), Code of Criminal Procedure (CrPC), and Information Technology Act, 2000, particularly for urgent cases or when parties are unable to attend physically. But, for that purpose before verification, the person must produce or file proof of identity (government-issued ID) to the court coordinator via email and document intended to be relied upon are transmitted electronically between the court and those persons.

05. Moreover, in **Bodala Murali Krishna v. Smt. Bodala Prathima (2007)**, the Hon'ble Andhra Pradesh High Court established that recording witness evidence via video conferencing is permissible in civil proceedings if technological and identity safeguards are met. The court held that procedural law should facilitate justice, allowing technology to substitute for physical presence to ensure efficient evidence collection. Considering all I proceed to pass following order.

ORDER

1. Application is allowed as follows.
2. Permission is granted to the applicants who are living abroad and

out of State to record their evidence/ verify the contents of documents through video conferencing.

3. The remaining applicants (who remained present before Court) are directed to supply the copies of power of attorney, release deed and copy of application below Exh.35 (which are on Courts record) to the applicants whose names are mentioned in the present application in advance.
4. The applicants are directed to make their own necessary arrangements for verification of these documents through video conferencing.
5. The applicants who are living abroad and other State as specifically mentioned in the application are directed to display the passport and send its xerox copy alongwith their fresh consent letter bearing their signatures for the disbursement of amount as they are praying on their behalf.

Date : 20/04/2026.
Place-Karad.

[S. B. Todkar]
Civil Judge S.D. Karad.