

MHTH170005812016



**REGULAR CIVIL SUIT NO.66/2016**

Prabhavati Moreshwar Wade & anr.

vs.

Rajani Ramakant Sankhe & ors.

**ORDER BELOW EXH.1**

In this matter issues are framed at Exh.18. Issues are properly framed but not properly worded as well as issue of limitation is also not framed. Therefore, issues needs to be recaste. Hence, issues recaste as under;

- 1] Do plaintiffs prove that suit property is ancestral joint family property of plaintiffs and defendants.
- 2] Whether plaintiffs are entitled to the relief of partition and separate possession of their shares from suit property? If yes, what are the shares of plaintiffs and defendants?
- 3] Do defendants prove that plaintiffs have relinquished their share from the suit property ?
- 4] Whether suit is properly valued and proper court fees has been paid?
- 5] Whether suit is within limitation ?
- 6] Whether suit is maintainable?
- 7] What order and decree?

Considering recaste issues, both parties are at liberty to lead their evidence and examine any witness, if necessary, on that point.

Palghar  
Date : 03.12.2025

( K. G. Sawant )  
Civil Judge Senior Division,  
Palghar.