

MHWS020005552013



ORDER PASSED BELOW EXH.39 IN REG. DAR. NO.104/2013
**(Gayabai Tanaji Katekar Vs. State Of Maharashtra Trough Collector,
Washim.)**

D.H. has filed this application, praying that she be permitted to produce on record the document filed by her along with list. It is submitted that, the document i.e. xerox copy of order of judgment in LAC No.131/2009, account statement and certified copy of final award are material document. Hence, production of document may be allowed.

2. The J.D. has filed his say on application and opposed the application. As per the J.D., application is not maintainable and there is no evidence in support of relevance of document as contended in the application. As per the J.D., now as the document is produced at belated stage without assigning sufficient reason, the application is liable to be rejected.

3. I have heard learned Adv.PN.Mahale for the D.H. and learned Adv.S.N.Kaloo for J.D. at considerable length, and have gone through record of the suit.

4. By the present application, D.H. has sought to produce on record document i.e. xerox copy of order of judgment in LAC No.131/2009, account statement and certified copy of final award are material documents to D.H.. Furthermore, there will be no prejudice to J.D., if the production is allowed. Therefore, document being material, production of the same should be allowed. Hence, this application deserves to be allowed. In the result, following order is passed :

ORDER

1. Application Exh.39 is allowed and thereby, production of document filed by D.H. along-with list is allowed only.
2. No order as to costs.
3. Parties to the suit shall take note of this order.

Washim
Date : 06/08/2024.

(G.M.Charankar)
Jt. Civil Judge Sr. Div. Washim.

CERTIFICATE

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

- 1) Name of Stenographer :- N.F.Syed, Stenographer, Grade-III
- 2) Name of Court :- Jt. Civil Judge (S.D.), Washim.
- 3) Date of order :- 06/08/2024
- 4) Order signed by the presiding officer on :- 06/08/2024
- 5) Order uploaded on :- 07/08/2024