

**ORDER PASSED BELOW EXH.73****(Passed On 4th July, 2026)**

Learned Advocate for plaintiff has filed present application, praying that plaintiff be permitted to produce documents on record which are filed along with the list of documents and also praying for exhibiting the said documents.

2] Perused application, say of defendant No.2 and documents on record. Also, heard Ld. Advocate for plaintiff and Ld. Advocate for the defendant No.2.

3] Ld. Advocate for plaintiff has submitted that during cross-examination, Ld. Advocate for defendant No.2 asked to the plaintiff's witness the question about the proceedings in R.C.S. No.72/2015 and R.C.S. No.38/2016. Now the plaintiff wants to produce on record the copies of judgment, decree, appeal memo and plaint to clarify the nature of said proceedings. It is further submitted that all said documents are admitted and the part of judicial process. As such, they are admissible in evidence without formal proof. Thus, said documents be permitted to produce on record and they be exhibited. Hence, Ld. Advocate for plaintiff prayed for grant of present application by relying upon the judgment of Hon'ble Bombay High Court in the case of **Shantilal Khushal Dass And Brothers Private Limited Vs. Radha Nandlal Karlo & Ors. reported in 2010 CJ (Bom) 4188.**

4] On the contrary, Ld. Advocate for defendant No.2 has given his say and strongly opposed the present application contending that the case is pending since long and therefore, at this

fag end of this matter, present application is not tenable. Only document No.3 is certified copy and other documents are photocopies and therefore, photocopies of documents cannot be exhibited. Hence, he prayed to reject the present application.

5] In my considered view, if production of said documents is allowed, no prejudice will be caused to the defendant No.2. However, so far as prayer for exhibiting documents is concerned, only certified copy/true copy of document be exhibited. Remaining documents being photocopies cannot be exhibited. Moreover, in the judgment *cited supra* by Ld. Advocate for plaintiff, only production of photocopies of judicial orders came to be allowed and there was no order regarding exhibiting those photocopies of judicial orders. As such, with due respect said judgment is not helpful for the plaintiff. Therefore, I think it just and proper to allow this application partly. Hence, I proceed to pass the following order -

ORDER

- 1] Application is partly allowed.
- 2] Plaintiff is permitted to produce the documents on record filed by him along with list of document.
- 3] Only document No.3 which is true copy of appeal memo be exhibited.
- 4] No order as to costs.
- 5] Parties to the suit shall take note of this order.

Date – 04/07/2026.

(S. W. Thombre)
Civil Judge, (Sr.Dn.),
Karanja (Lad).

CERTIFICATE

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

- 1) Name of Stenographer :- D. V. Daware (Stenographer G-III)
- 2) Name of Court :- Civil Judge (S.D.), Washim.
- 3) Date :- 04/07/2026
- 4) Order signed by the :- 04/07/2026
 presiding officer on
- 5) Order uploaded on :- 04/07/2026