

MHYA240000172025



ORDER BELOW EXH.28.

- 1) The present application has been filed by plaintiffs' counsel for permission for production of documents as per annexed list Exh.29.
- 2) Read the appBitstream Charterlication as well as overleaf say filed by counsel for defendants who has opposed the application and contended that the same is not filed at the time of filing suit and if said documents were in possession of the plaintiff then it has not been explained why was it not filed earlier and it is also question due diligence of the plaintiff and therefore permission may not be granted and application be rejected and moreover copies have not been supplied.
- 3) The plaintiffs have prayed for permission to produce the documents on record as per annexed list which contains 5 documents. The document no.1 is Original Lease Agreement dated 13th October 2016, document no.2 is certified copy of Exh.01 of RCS No.59/2017, document no.3 is certified copy of Exh.01 order passed in RCS No.59/2017 and document no.4 is Written Complaint dated 16/10/2017 which is lodged by plaintiff no.1 against defendants in Police station, Wani and document no.5 is Written Complaint dated 29/11/2017 which lodged by plaintiff no.2 against defendants in Police station, Wani.
- 4) Heard learned advocate of plaintiffs and defendants.

5) This is a suit for possession, recovery of the arrears of the rent along with interest, declaration of termination of tenancy, entitlement for recovery of future arrears of rent, for enquiry into mesne profit etc. and matter is due for evidence of plaintiffs vide Exh.27.

6) The documents which are sought to be produced are relevant to the facts in issues and plaintiffs are leading evidence and they have right and responsibility to prove their pleas. Moreover, perusal of the Exh.28 reveals endorsement of receipt of Two documents and other Three Documents Photo Copies were already filed along with Exh.03 list.

7) Hence, production of documents is necessary for fair adjudication of the suit. Hence, prayer of production of the sought documents is just. Hence, the following order is passed.

ORDER

- 1) Application (Exh.28) is allowed.
- 2) Annexed documents vide list Exh.29 are permitted to be filed on record.
- 3) Costs in cause.

Date : 15.06.2026.

(P. S. Jondhale)
Civil Judge (Sr. Dn.),
Wani.