



ORDER BELOW EXH.33.

- 1) The present application is filed by plaintiff for notice to admit documents by defendant.
- 2) According to plaintiff, matter is due for evidence of plaintiff and he filed his evidence affidavit along with document list and he filed various documents i.e. document no.1 is Property card dated 12/06/2024, document no.2 is Mutation entry dated 23/04/2024, document no.3 is Hibanama dated 27/05/1999, document no.4 is Rent receipt dated 10/04/2013, document no.5 is Agreement to sale dated 21/08/2015, document no.6 is receipt dated 24/09/2014, document no.7 is Amount extract which is received by defendant from plaintiff dated 21/08/2015, document no.8 reply to notice dated 04/11/2024, document no.9 Sale-deed no.5089/2024 dated 10/10/2024, document no.10 sale-deed no.5312/2024 dated 25/11/2024 and document no.11 sale-deed no.4412/2025 dated 16/09/2025. If above said documents admitted by the defendant no prejudice would be caused and it is helpful for proper adjudication. If the application is not allowed then it will cause irreparable loss to the plaintiff.
- 3) Read the application as well as overleaf say filed by

counsel for defendant and contended that the except document nos.5 to 7 other documents are admitted by him.

4) Heard learned advocate of both parties. Perused entire record.

5) This is a suit for specific performance of contract and for perpetual injunction alternatively refund of earnest amount with interest etc. and matter is due for evidence of plaintiff.

6) The documents at Sr.No.1 to 4 and 8 to 11 have been admitted as per reply of the defendant and document at Sr.No.5 to 7 have not been admitted. Hence, admitted documents may be exhibited and plaintiff may lead secondary evidence for non admitted documents. Hence, the following order.

ORDER

- 1) Application is disposed of.
- 2) Admitted documents at Sr.No.1 to 4 and 8 to 11 be exhibited and plaintiff may lead secondary evidence for non admitted documents.
- 3) No order as to costs.

Date : 30.01.2026.

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