

**IN THE COURT OF HON'BLE CIVIL JUDGE SENIOR DIVISION
PUNE, AT PUNE**

SPECIAL CIVIL SUIT No. 1353 of 2024

Mr. Kadir Gulamkadar Memon

...Plaintiff

Vs.

Mr. Aslam Samdani

...Defendant

AFFIDAVIT IN LIEU OF EXAMINATION-IN-CHIEF OF WITNESS

I, **Mohamed Rafeek Mohiuddin Shaikh**, Age: 44 years, occupation: Business, residing at **S.No.71, Balaji Nagar Ghorpadi Gaon, Pune-411001**, do hereby solemnly affirm and state on oath as under:

1. I state that I have received the witness summons issued by this Hon'ble Court in the present matter and, pursuant thereto, I have appeared before this Hon'ble Court to give my evidence.

2. I know the Plaintiff for the last several years and I am acquainted with him.

I also know the Defendant Mr Aslam Samdani.

Sd/-

3. I state that I am carrying on business and run a shop in the name and style of "**Gulzar General Store**", situated opposite to the shop of the Plaintiff at **Gaffar Baig Street, Camp, Pune - 411001**, and therefore I am frequently present in the vicinity of the Plaintiff's shop.

4. I state that in or about **January 2020**, I was present near the Plaintiff's shop when the Defendant had come there.

Order
Read and Record.
18-03-2026 4th Jt.C.J.S.D.,Pune.
Asst. Supdt. (Nazir)
Civil Court, Pune
8 MAR 2026

5. I state that at that time, a **Truck bearing Registration No. MH 50 5475** and a **Swift Car bearing Registration No. MH 12 HV 6385** were present at the said shop.
6. I state that in my presence, the Plaintiff handed over possession of the said Truck and the said Swift Car to the Defendant.
7. I state that the said vehicles were given to the Defendant for his temporary use for business purposes.
8. I state that the Defendant took possession of both the said vehicles from the Plaintiff's shop in my presence.
9. I further state that, to my knowledge, the said vehicles have not been returned by the Defendant thereafter.
10. I say that the above facts are true and correct to the best of my knowledge and belief.

Solemnly affirmed at Pune on this 18th Day of March, 2026.

Rafeek

AFFIANT

Mohamed Rafeek Mohiuddin Shaikh

Aadhar No- 970435689080

Pooja

I know the Affiant

Adv Pooja Kankariya

AFFIDAVIT

Solemnly affirmed before me by

Shri/Smt. *Mohammad*

Who is identified by, Advocate

Shri/Smt. *Adv. Pooja*

Whom I personally know

8/8/26

Asstt. Superintendent

Civil Court (S.D.) Pune

18 MAR 2026

Rafeek Mohiuddin Shaikh
Kankariya