

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 5697 OF 2014**

Yash Rajendra Patil & Anr.

..Petitioners

Vs.

Basvantrao Bhimrao Patil & Ors.

..Respondents

Mr. S. S. Shah for the Petitioners

Mr. A.S. Kulkarni for the Respondent Nos.1 to 4

CORAM : R. M. SAVANT, J.

DATE : 19th AUGUST, 2015

P.C.

1 The Writ Jurisdiction of this Court is invoked against the order dated 3-2-2014 passed by the Learned Civil Judge Senior Division, Solapur, by which order, the application Exhibit 103 filed by the Petitioners/Defendants for issuing witness summons to the Collector, Solapur for producing the original record in Revision Application No.1 of 2010 decided on 22-4-2010, came to be rejected. The said rejection is on the ground that the Petitioners / Defendants can produce certified copies of the same which in fact the Petitioners/Defendants had produced in the said court along with photocopies. Prior to the instant order, an order dated 28-11-2013 was passed by the Learned 4th Joint Civil Judge Junior Division, Solapur, before whom the Suit was pending at an earlier point of time permitting the Petitioners/Defendants to produce the certified copies of the said proceedings.

2 Having regard to the reasons mentioned in the impugned order, no case for interdiction in the Writ Jurisdiction of this Court is made out. The Writ Petition is accordingly dismissed.

3 However, the Trial Court is directed to proceed with the Suit in question and decide the same expeditiously.

[R.M.SAVANT, J]