

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

WRIT PETITION NO.4278/2016

Badal Mahendrakumar Mate
..VS..
Smt. Vithabai Sampatrao Danao and others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

CORAM : Z.A.HAQ, J.

DATED : 8.8.2016.

Heard Shri H.P. Darvekar, Advocate h/f Shri Y.S.
Gorle, Advocate for the petitioner - defendant No.3 and Shri
N.Y. Thengre, Advocate for the respondent No.1 - original
plaintiff who has put in appearance *suo motu*.

The petitioner - defendant No.3 filed application
(Exh. No.104) seeking permission to file documents on
record. The petitioner - defendant No.3 filed another
application (Exh. No.107) praying that the documents filed
alongwith application (Exh. No.104) be exhibited being
certified copies of public documents. The learned trial Judge
has recorded that the recording of evidence is completed and
the arguments on behalf of the parties are also heard and at
this stage the applications came be to filed. The learned trial
Judge has recorded that the petitioner - defendant no.3 has

not given any explanation for not filing the documents earlier.

The learned Advocate for the respondent No.1 - plaintiff has submitted that the documents which the petitioner - defendant No.3 is seeking to place on record are 7/12 extracts in which the name of defendant No.3 is mutated during the pendency of the civil suit.

After hearing the learned Advocates for the petitioner and the respondent No.1 and considering the facts on record, I do not find any infirmity or illegality in the impugned order. The petition is **dismissed**. In the circumstances, the parties to bear their own costs.

JUDGE

Tambaskar.

CERTIFICATE

“ I certify that this Judgment/Order uploaded is a true and correct copy of original signed Judgment/Order”.

Uploaded By : N.V. Tambaskar.
Personal Assistant.

Uploaded On : 18.8.2016.