



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

WRIT PETITION NO. 1571 OF 2022

(Shri Rajendra S/o Mahadeorao Sune ..VS.. Abdul Razzik S/o Habib Surayya (Dead) through his LR.
Smt. Mobin Wd/o Razzak Surayya and Others)

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

Court's or Judge's orders

Shri N.P. Borkar, Advocate for Petitioner.

CORAM : ANIL S. KILOR, J.
DATED : DECEMBER 5, 2023.

1. Heard.
2. The petitioner by the present writ petition has raised a question to the validity and correctness of order dated 13.11.2021 passed below Exh.186 by the Civil Judge, Junior Division, Nandgaon Khandeshwar, District Amravati in Regular Civil Suit No.11/2011, rejecting the application to call a witness to prove Plaintiff Map, is under challenged.
3. From the record it is evident that twice the Court Commissioner was appointed and after filing the Reports by the Court Commissioners along with Map, the Court Commissioners were examined. Moreover, the name of the witness, which the plaintiff is seeking to call to prove the Plaintiff Map, was not mentioned in the list of witnesses.

4. In that view of the matter, I do not find any perversity or illegality committed by the Court in rejecting the application Exh.186.

The Writ petition is accordingly **dismissed**.

JUDGE

Kirtak.