

MVC 1598/2019 & 1599/2019:
04.03.2020

Sri. NVR advocate for respondent filed IA No.1 U/o 9 rule 7 r/w 151 of CPC along with memorandum of facts to set aside exparte order passed against respondent. He also filed vakalath of respondent.

Sri. MGP advocate for petitioner submits no objection.

Heard argument and perused record, IA and accompanied memorandum of facts. It appears that this Court has passed exparte order against respondent as it failed to appear and contest despite receipt of notice. In his memorandum of facts counsel for respondent stated that the reason is bonafide but not intentional. Hence, having regard to the facts and circumstances of the case this Court is of the opinion that it is a fit case to set aside exparte order passed against respondent. Hence, IA 1 is allowed. Respondent is permitted contest the case.

For written statement of respondent by 03.04.2020.

ASCJ & MACT, SRIRANGAPATNA