

ORDERS ON I.A.No.V

The respondent no.1 filed this application U/o.9 rules 7 R/w.Sec.151 of CPC to set aside the placing of exparte order dated 24.03.2026.

2. In the affidavit the respondent no.1 contended that when this court issued the notice she was not residing at Agrahar and she gone to Bangalore for her livelihood. Hence she could not appear before the court. Hence prays to allow the application.

3. On the other hand the petitioner filed objection. In the objection contended that to prolong the matter filed this application and there is no reasons for delay. Hence prays to reject the application.

4. Heard the both side.

5. After going through the records the petition filed this petition as per preliminary decree passed in O.S.No.18/2022 dated 10.01.2024. The notice to respondent no.1 to 3 served by way of paper publication. Hence there is no service of notice personally. Hence it is necessary to allow the application. Hence this court proceed to pass the following:-

O R D E R

The IA no.V filed by the respondent no.1 U/o.9 rule 7 R/w.Sec.151 of CPC is hereby allowed.

Call on for await commissioner report.

Call on 30.09.2026.

**Senior Civil Judge and J.M.F.C.,
Devadurga.**