

Order below Exh.178 in RCS No.101/2018

By this application defendant No.1 has requested for granting permission to adduce its evidence on the grounds mentioned in the application. Plaintiff has filed his say at **Exh.182** and raised strong objections. Perused application and say. Heard both the sides. Record shows that as defendant No.1 failed to adduce its evidence, by order dated 16/12/2025 defendant No.1 is prevented from adducing its evidence. Thereafter, Ld. Advocate for plaintiff has completed his final argument and at that time Ld. Advocate for defendant No.1 has filed this application. It was the duty of defendant No.1 to proceed with the matter with due diligence and cooperate this Court to decide the suit within time. However, from the nature of suit and reliefs claimed, I am of the view to permit defendant No.1 to adduce its evidence. I would have imposed heavy costs upon defendant No.1 but I am restraining myself only because defendant No.1 is local body. For these reasons, I pass following order :-

Order

1. Application is allowed.
2. Defendant No.1 is hereby permitted to adduce its evidence.
3. The officer of defendant No.1 namely Smt. Sucheta Shashikant Shinde, who has filed her affidavit of chief-examination at **Exh.185**, shall remain present in the Court on next date for verification without fail.
4. No order as to costs.
5. Necessary order is passed below **Exh.1**.

Date : 02/03/2026

(Ashish B. Marlecha)
Civil Judge Senior Division,
Shrirampur, Dist. A.Nagar.