

MHAH140014762018



Spl.C.S. No. 61/2018

ORDER BELOW APPLICATION EXH.13

Perused application and say thereon. Heard. From perusal of record, it appears that exparte order has been passed against defendants on 18/06/2021. Thereafter it appears that defendant No. 5 has filed this application on 13/06/2022. Record shows that defendant No. 5 was served as per law on 05/02/2020. It appears that there is certainly inordinate delay on the part of defendant. Defendant has filed copy of W.S./say along with this application on record. It is to be noted that it is well settled in law that opportunity should be granted to parties to put their case before Court. Therefore at this stage, considering all the circumstances of the case, covid period and also in the interest of justice, exparte order dated 18/06/2021 against defendant No. 5 is hereby set aside and permission to file W.S./say is granted subject to cost of Rs. 500/- (Rs. five hundred only). Application is disposed of accordingly.

Date : 02.11.2022

(Shri. A.M.Husain)
Jt. Civil Judge, S.D.
N e w a s a