

ORDER BELOW EXH. 09 IN RCS. NO.302/2023.
(MHAH 190013542023)

01. Defendant has filed this application to set-aside “Ex Parte” order dated 17.10.2023 passed against him. Application is supported with an affidavit. Plaintiff resisted the application by filing say on said application and prayed for rejection of the application.

02. Heard, perused record.

03. The suit is for Injunction. The defendant submitted that he is teacher and due to work of his school he could not appear before the Court within time hence Ex-parte order passed against him. Considering the nature his written statement is required on record for just decision of the suit as well as to avoid multiplicity of proceeding. Hence, in view of say and in fact and circumstances, application deserves to be allowed on costs, hence I pass the following order.

ORDER

(1) “Ex parte” order passed against defendant dtd. 17.10.2023 is hereby set aside, on cost Rs. 100/- payable to the plaintiff.

Place : Shevgaon
Date : 13/02/2024

Sd/-
(V. B. Dombé)
Jt. Civil Judge Junior Division,
Shevgaon.