

RCS No. 110/2018.
Dinesh Sambhu Vs. Grampanchayat
Order below Exh. 47.

Order below Exh. 47 in Regular Civil Suit No. 110/2018
(Passed on 19.06.2025)

1. Present application is of plaintiff for permission to file say to counter claim of defendant No. 2 vide Exh. 46.
2. Read application and say given by learned Advocate for defendant No. 2. Perused all the documents on the record. Heard Ld. adv. of plaintiff and defendant No. 2.
3. On the perusal of record, it appears that, plaintiff has filed say vide Exh. 44 to the counter claim filed by the defendant No. 2 at Exh. 46. The say filed by the plaintiff at Exh. 44 was not read and recorded. By filing present application the plaintiff prayed to condone the delay while putting say to counter claim on record. Ld. Advocate Shri. S. T. Girase argued that due to Covid period the parties were unable to adduce the say to the counter claim on record in time and hence the then Ld. Predecessor Judge has passed the order to argue on the point of Limitation.
4. Present suit is for perpetual injunction. In order to proceed with the matter on merit, other side shall be heard and given with the opportunity to file say. Hence, plaintiff's application to condone the delay in filing say to the counter claim of defendant No. 2 vide Exh. 46 deserves consideration. But, considering the delay made by plaintiffs, application deserves to be allowed on cost. Hence, in the interest of justice, I pass following order-

Smt. Pooja N. Kokate

CJJD Shirpur.

RCS No. 110/2018.
Dinesh Sambhu Vs. Grampanchayat
Order below Exh. 47.

ORDER

- i] Application vide Exh.47 is allowed subject to cost of Rs. 1000/- to be paid to defendant No. 2.
- ii] After payment of cost, say vide Exh. 44 filed by the plaintiff shall be taken on record.

Shirpur.
Date : 19.06.2025

(Smt. Pooja N. Kokate)
Civil Judge, J.D. Shirpur,
Dist. Dhule.
JO Code-2489

RCS No. 110/2018.
Dinesh Sambhu Vs. Grampanchayat
Order below Exh. 47.

Certificate

I affirm that the contents of this PDF file Order are same word to word as per the original Order.

Name of the Stenographer	Gopal A. Patil.
Name of the Court	Smt. Pooja N. Kokate, C.J.J.D., Shirpur, Dist. Dhule.
Date of dictation	20.06.2025.
Order Signed by P.O. on	20.06.2025.
Order Uploaded on	20.06.2025.