



IN THE COURT OF DISTRICT JUDGE-1, & ASJ, GONDIA.

MAYURI AGRAWAL -VS- PARAG AGRAWAL
(CNR NO.MHGO010000702025)

M.J.C. No. 10/2025

ORDER BELOW EXH. 13.

(Passed on this 04th day of November, 2025)

Seen application.

2. Non-applicant has prayed for dismissal of MJC at hand contending that pleading is not signed by the applicant and as such there is non-compliance or Order 6 Rule 14 of C.P.C., 1908 on part of the applicant.

3. Applicant has filed reply vide Exh.14 contenting that the defect or omission as is claimed by non-applicant is not deliberate, rather the said defect is formal in nature and even that, opportunity can be granted to the applicant to correct the said defect. It is also pointed out that the MJC is supported by affidavit of applicant and as such also opportunity deserves to be granted to the applicant to cure the said defect.

4. On careful perusal, it can be seen that contention raised in application does not touch merit of the case, rather the objection is purely procedural and technical. As such, if the application is granted without affording an opportunity to the applicant to cure the defect, then in that event it would tantamount to rejection of application on procedural technicalities resulting in denying substantive cause of justice to the present applicant. Therefore, if the applicant is allowed to cure defect, then no prejudice as such would be caused to the non-applicant. Resultantly, the following order.

ORDER

Application Exh.13 is hereby rejected.

2. Applicant is permitted to cure the said defect within 14 days from the date of this order.
3. If the defect is not cured then in that eventuality non-applicant to move necessary application.

Gondia.
Dated: 04.11.2025.

(A. S. Pratinidhi)
District Judge-1 & ASJ,
Gondia.

Dictated and transcribed on dais computer	:	04/11/2025
Checked by the Judge	:	04/11/2025
Finally printed and signed by the Judge	:	04/11/2025