

**IN THE COURT OF DISTRICT JUDGE-1, & ADDITIONAL
SESSIONS JUDGE, GONDIA.**

**M.A.C. P. CASE NO. 18/2018,
CNR: MHGO01001473-2017.
KIRAN.-VRS- ASHOK+1.**

ORDER BELOW EXH.15.

(Passed on this 16th day of October -2019.)

- 1] This is an application for setting aside ex-parte order passed on 31/05/2018 against the respondent No.1.
- 2] It is contended by the respondent No.1 that he had received the suit notice on 26/02/2018, but at that time the respondent No.1 was admitted in hospital. He has filed the medical documents which show that during 23/03/2018 to 01/04/2018 he was advised rest by the Doctor.
- 3] The learned advocate for the respondent No.1 submitted that the respondent No.1 was suffering from mental illness. Hence, considering the fact that the respondent No.1 was suffering from mental illness, setting aside of order is justified. Hence, I proceed to pass the following order.:-

ORDER.

- 1] The application (Exh.15) is allowed and ex-parte order passed against the respondent No.1 on dated 31/05/2018 is hereby set aside.

Gondia.

Dated.:- 16/10/2019.

(S.B.Parate)

District Judge- 1 & A.S.J.,
Gondia.