

ORDER PASSED BELOW EXH. 97
(Dated 04/10/2023)

Present application is filed by Learned advocate for defendants to set-aside no cross order passed at Exh. 56, on dated 14.06.2023 and permit them to cross-examine the plaintiff. Learned advocate for plaintiff filed his say on present application and strongly opposed the application and prayed that application may kindly be rejected.

2. I have gone through the application and say filed on it by learned advocate for plaintiff. In present case on 14.06.2023 no-cross order has been passed against the defendants. Though the reasons mentioned in the application are not just, proper and reasonable, then also due to the mistake of learned advocate parties should not be suffer. Therefore, considering the principle of natural justice, it would be fair to allow the application to decide suit on merit by giving equal opportunity to both the parties. Therefore, I pass the following order:-

ORDER

- 1] Applications is allowed subject to following conditions.
- 2] *No cross order* passed against defendants at Exh. 56 on 14.06.2023 is hereby set-aside. Defendants are permitted to conduct the cross-examination of Plaintiff.
- 3] Defendants are directed to pay Rs. 300/- (Rs. Three Hundred only) as costs to the plaintiff on or before next date.

Date : 04.10.2023

(Dr. Vikram A. Avhad)
Judicial Magistrate First Class,
Sadak Arjuni.

मी प्रमाणीत करतो की, या पीडीएफ फाईलमधील मजकुर व मुळ न्यायनिर्णय मधील मजकुर हा एकसारखाच आहे.

लघुलेखकाचे नाव : आर. डी. भुजाडे
कोर्टाचे नाव : डॉ. वि. अं. आव्हाड,
दिवाणी न्यायाधीश क. स्तर
व प्रथम वर्ग न्यायदंडाधिकारी, सडक अर्जुनी

न्यायनिर्णय/आदेश दिनांक : ०४.१०.२०२३
पिठासीन अधिकारी यांनी सही केलेली तारीख : ०४.१०.२०२३
न्यायनिर्णय/आदेश अपलोड केलेली तारीख : ०४.१०.२०२३