

MHJN040015362021

Spl.Dkt. No.38/2021  
Shrinivas Vs. Ramsing.



**ORDER BELOW EXH.18**

Decree holder filed this application for setting aside no say order and permission to file say.

2. Decree holder submitted that as he senior citizen and his advocate resides at Jalna, he could not give instructions to his advocate. He could not go to Jalna to meet his advocate and because of that they could not filed say on Exh.10. Court has passed no say order against him. So he prayed for setting aside no say order and permission to filed say if his application is not allowed then there will be not loss of the decree holder. No loss will be caused to J.D. if application is allowed.

3. Advocate for the J.D. strongly opposed this application and submitted that if the application is allowed cost be imposed on D.H.

4. Read application and say on it. Heard advocate for both the parties. Perused record.

5. On perusal of record it seems that decree holder is aged and the reasons stated by him seems to be reasonable. No loss will be caused to J.D. Hence, in the interest of justice I pass following order.

**ORDER**

1. Application is allowed .
2. No say order passed against decree holder below exh.10 is set aside subject to costs of Rs. 500/-.
3. Permission to file say is granted.

Date : 20.06.2024.

(R.R.Ahir)  
Civil Judge Senior Division  
Ambad.