

MHJN080002432022



**ORDER BELOW EXH.15**  
**(Passed on 15/06/2023)**

This is an application filed by opponent to set aside order of no cross passed against him. It is contended that learned advocate for opponent argument in Hon'ble Session Court, Ambad therefore, he couldn't remain present before this court. Therefore, no cross order may be set aside in the interest of natural justice.

2. Applicant filed her say below Exh.15 and submitted that opponent deliberately avoid to cross examine the witness to prolonged the matter. Hence, prayed to reject the application.

3. Heard the Learned Counsel for applicant and opponent.

4. I must mention here that in order to decide petition on merit and in the interest of natural justice, an opportunity is required to be given to the opponent to put his defence on record. It would be essential for proper adjudication of matter. Moreover, no prejudice will be caused to applicant if application is allowed. Hence, I pass conditional order as follow.

**ORDER**

1. Application is allowed, subject to cost of Rs.300/- and cost be given to the applicant.
2. Written statement shall be read and recorded after the payment of cost.

Place : Ghansawangi  
Date :- 15/06/2023

(Smt. L. P. Dhanve)  
Judicial Magistrate, F.C.  
Ghansawangi.