

MHKO070002992022



Shri. Lingraj Ramchandra Keripale
V/s.
Ravikiran Mohan Tavadare

ORDER PASSED BELOW EXH. 19

Perused the application and say of other side. Heard both sides. It appears that defendant want to add some more objections in his application under Order 7 Rule 11 of Code of Civil Procedure filed at Exh. 17. In my opinion though there is no any express provision to grant such relief but considering the allegations which are mentioned by defendant in present application, they are require to be given an opportunity to raise all the alleged grounds for rejection of plaint, in their application.

2] If such permission will be granted, no any harm or prejudice will be caused to plaintiff as they will be at liberty to contest such application on merits by filing their rejoinder to Exh.17.

3] Considering all above reasons recorded by me, in my opinion present application is required to be allowed by imposing

appropriate cost on defendants. considering delatory tactics of defendant and age of plaintiff. Hence following order.

ORDER

- (1) Application is allowed subject to cost of Rs. 1,000/- (Rs. One thousand only) which shall be paid to plaintiff on today itself.
- (2) Thereafter defendant shall carry necessary amendment in Exh.17 today itself.
- (3) After carrying amendment in Exh. 17 by defendant, plaintiff will be liberty to file their rejoinder to Exh.17.

Date : 06/05/2024.

Sd/-
(B.A. Gaikwad)
Civil Judge Senior Division,
Jaysingpur.