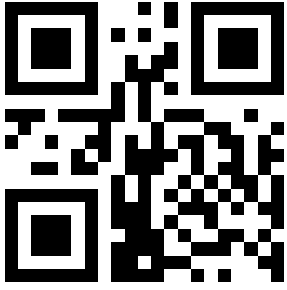


MHKO190002302020



ORDER BELOW EXH.26

IN

R.C.S. No. 54/2020

(Appaso Balvant Shinde etc. Vs Baban  
Shripati Kotmire etc.)

(Passed on 07/11/2025)

Defendant No.1 has filed the application (Exh.26) to set aside No say order passed against him on 03/11/2023.

2. The plaintiff, vide his say on the overleaf of the application, has submitted that the contents of the application are false. The application has been filed after delay of 1 year 7 months, with intent to prolong the matter. Hence, he prayed to reject the application.

3. Perused the record. Heard Ld. Advocate of defendant no.1 and the plaintiff. Considered the submissions.

4. The plaintiff has filed one application under Order I rule 10 of Code of Civil Procedure (in-short CPC). On that application no say order is passed against the defendants. Considering the medical reason of defendant No.1 and in the interest of justice, an opportunity needs to be given to defendant No.1 to put forth his version on the application. Therefore, considering the principles of natural justice and in the light of above

discussion, the application (Exh.26) is allowed subject to costs of Rs.500 (Rs.Five hundred only) payable to the plaintiff.

sd/-

Radhanagari

(N. P. Kakade)

Date : 07/11/2025

Jt. Civil Judge Junior Division,

Radhanagari.