

MHKO190005702022



ORDER PASSED BELOW EXH.20

IN

R.C.S No.215/2022

Dhanaji Pandurang Chougale etc. 3 Vs. Shamrao

Vitthal Chougale

(Date:24/01/2025)

Defendant Nos.1 to 4 have filed the present application for setting aside No W. S and No-Say order passed against them.

2. The plaintiffs have filed their say overleaf of application and strongly opposed the application.

3. Heard both the sides. Perused the record. It appears that plaintiffs have filed present suit for the relief of partition and perpetual injunction. The subject matter of the present suit is immovable properties. The valuable rights of defendant Nos.1 to 4 are involved in it. If the suit is proceeded without W.S and say of defendant Nos.1 to 4, then it would cause prejudice to their rights. Considering the above said discussion, I am of the view that No. W. S and No Say order passed against defendant Nos.1 to 4 is to be set aside. For delay, costs of Rs.700/- is to be saddled upon defendant Nos.1 to 4. In the result, I pass following order.

- ORDER -

1. The application below Exh.20 is allowed and No W.S as well as No Say order passed against defendant Nos.1 to 4 is set aside subject to costs of Rs.700/- payable to plaintiffs, on or before next date.

2. Parties to comply accordingly.

Date:24/01/2025

(R. D. Shinde)
Civil Judge Junior Division,
Radhanagari.