

**ORDER BELOW EXH.67 IN D.A.No.1/2017.**  
**(OLD 1/2011)**  
**(CNR NO.MHKO20-000002-2017.)**

Legal heirs of non-applicant no.2 have filed the present application for set-aside the no-cross order passed against them on 13.11.2017. According to them, non-applicants could not attend the Court due to their illness. Hence, they could not cross-examine the applicant. Hence, for fair trial permission be granted to cross-examine applicant.

02. Application is opposed by applicants by filing their say. According to them, the ground mentioned in application is not reasonable and only to prolong the hearing present application is filed. Thus, prayed for rejection of application.

03. Heard both sides. Perused the application say. The ground mentioned in application is not supported with medical certificate. Moreover, for fair trial cross-examination of applicant is necessary. If application is allowed then no serious prejudice will be caused to applicants. If any inconvenience is caused to other side shall be compensated by imposing costs on non-applicants. Considering all these circumstances, following order is passed.

**ORDER**

Application is allowed subject to cost of Rs.300/-.

Sd/-

( M. S. Todkar )

Civil Judge Junior Division,

**Kale(Kheriwade).**

Date: 02.04.2018.

I Affirm that, the contents of this P.D.F. file Order are same, word to word, as per the original Order.

Name of the Stenographer	K. B. Chavan
Name of Court	Civil Judge, Junior Division & Judicial Magistrate, First Class, Kale (Kherivade).
Date of Dictation	02/04/2018.
Order signed by the P.O. on	02/04/2018.
Order uploaded on	03/04/2018.