

**ORDER ON EXH.67.**

This is an application moved by respondent No.6 for getting ex-parte order dated 27/09/2013 set aside.

2. It is his contention that, his mother was previously looking after this matter and meanwhile, the appellant was talking about settlement. So, he did not appear in the matter. Now, he wants to contest the appeal. Hence, this application.

3. The appellant has objected the application by filing his say. It is contention of the appellant that matter is old one and the application moved after so many years of passing ex-parte order should not be allowed.

4. I have gone through the record. Matter is still pending for the appearance of the respondent No.2. The appellant has to take steps for issuance of notice to respondent No.2. Even if the respondent is allowed to participate in the proceeding by setting aside ex-parte order, no prejudice would be caused to the appellant as clock need not be set back in the sense that the stage of the proceeding need not be reverted back. It is still for the appearance of the respondent no.2. Hence, in the interest of justice, I think that respondent No.6 should be

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allowed to participate in the appeal. So, I am inclined to set aside ex-parte order against him. Accordingly, following Order-

**ORDER**

- 1] Application is allowed.
- 2] Ex-parte order passed against respondent No.6 dated 27/09/2013 is hereby set aside.

Date : 15/10/2025  
Place : Latur

(Vidyadhar S. More)  
Adhoc District Judge-1  
Latur