



Order below Exh.52 in R.C.S.No. 408/2019

(Sharanammabai V/s. Jayashree & Ors.)

Present application is filed for setting aside evidence close order passed on 26/06/2024. It is contended by plaintiff that, she could not remain present before court on the said date due to her ill-health. However, she is ready to attend court date and lead her evidence. Hence, prayed to allow the application.

2. Defendants filed their say overleaf. According to them, plaintiff is just delaying the case and no medical certificate attached with her application. She has filed the case just to trouble the defendants. Hence, prayed to reject the application and in the alternative prayed to impose heavy costs on plaintiff.

3. Perused application and say. Heard learned Advocate for both sides. It appears from the roznama that, evidence close order is passed on 26/06/2024. However, plaintiff being lady having age around 80 years and attending court since 2019, liberal approach needs to be taken to let her put up her case by compensating defendants. Hence, I pass following order.

ORDER

1. Application is allowed subject to Costs of Rs. 500/- be paid to the defendants on or before next date.
2. Plaintiff shall not seek further adjournments.

Date:-12/09/2024

Place:-Udgir.

(N. J. Chavan)
3Rd Jt. C.J.J.D., Udgir.