

MHLA110001112015



Order below Exh.190 in RCS No.132/2012

Bapurao Vs. Pandurang & Ors.

By this application plaintiff has requested to set aside the order by which the suit came to be dismissed today, on the grounds stated in the application. Defendant Nos.12 to 15 have filed their say and raised objections. Other defendants failed to file their say. Perused application and say. Heard both the sides. Record shows that the suit came to be dismissed at 12.05 pm. under Order IX Rule 8 CPC for the reason that plaintiff failed to offer himself for recording his cross examination at **Exh.187**. At this moment, plaintiff is present and he is ready to offer himself for recording his cross examination at **Exh.187**. Thus, considering the nature of suit, grounds stated in the application and the willingness of plaintiff for proceeding with the matter, I pass following order:-

ORDER

1. The order by which the suit came to be dismissed under Order IX Rule 8 CPC is set aside and the suit is hereby restored vide Order IX Rule 9 CPC.
2. No order as to costs.
3. Necessary order is passed below Exh.1

Sd/-

(Ashish B. Marlecha)
Civil Judge (Sr.Dn.),
Nilanga, Dist. Latur

Date :27/02/2024