

MHLA110001312021



Order below Exh.18 in RCS No.112/2021

By this application defendant Nos. 1 and 2 have requested for setting aside the no say order dated 13/06/2022 passed against it and for granting permission to file its say, on the grounds stated in the application. Plaintiff has filed his say and raised strong objections. Perused application and say. Heard both the sides. Record shows that plaintiff has filed this suit for declaration and perpetual injunction. Defendants appeared but failed to file its say within stipulated period. Considering the nature of suit, grounds stated in the application and the defendants being state machinery, in my opinion, it is necessary to permit them to contest the claim of plaintiff on merits by filing its WS/say. No prejudice will be caused to plaintiff. Hence, I pass following order:-

ORDER

1. Application is allowed.
2. No WS/say order dated 13/06/2022 passed against defendants is set aside and they are permitted to file their WS/say on record.
3. No order as to costs.

Order dictated and pronounced in open court.

Date :06/03/2023

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