

MHLA110010222018



**Order below Exh.73 in RCS No.122/2017**

**Bharat Vs. Gangaram & Ors.**

By this application plaintiffs have requested to set aside the order dated 17/10/2022 by which their evidence came to be closed, on the grounds stated in the application. Defendants have filed their say and raised strong objections. Perused application and say. Heard both the sides. Record shows that the adjournment application filed by plaintiffs on 17/10/2022 at **Exh.72** seeking adjournment came to be rejected and in pursuance to it, their evidence came to be closed. Be that as it may. Considering the nature of suit, grounds stated in the application and the reliefs claimed, in my opinion, it is desirable that plaintiffs be permitted to adduce their further evidence. However, while doing so the delay caused by them and the conduct of plaintiffs cannot be neglected. For that purpose it is necessary to saddle cost upon them. For the above discussion, I pass following order:-

**ORDER**

1. Evidence close order dated 17/10/2022 passed against plaintiff is set aside, subject to costs of Rs. 300/- to be payable by them to defendants today itself.
2. After payment of cost amount and after its acknowledgment by plaintiffs, the further evidence of plaintiffs be taken on record.

*Order dictated and pronounced in open Court.*

Date :12/12/2022

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