

Order below Exh.118 in R.C.S. No.329/2023.
Usha Rathod Vs. Uttam Rathod and others.
(Order passed on 9th February, 2026.)
CNR No.MHLA170005502023

The plaintiff has filed application for setting-aside “Evidence close” order passed against her on 11/08/2025 on the grounds that, she was busy in labour work and her husband is constantly ill. Her legal rights are involved in the suit property. Therefore, it is prayed by the plaintiff that, her application be allowed.

2. Defendant No. 1 has filed his say. He merely objected the application. Defendant Nos. 2 to 4 have failed to file their say. Hence, No say order is passed against them.

3. Heard learned counsels for both the parties. Perused the record. “Evidence close” order is passed against the plaintiff on 11/08/2025. Thereafter, plaintiff has filed this application on 19/01/2026. Considering reasons assigned in the application, it is necessary to grant an opportunity to the plaintiff to lead her evidence for just decision of the suit. Considering the delay caused to file this application from the day of “Evidence close” order passed below Exh. 1 on 11/08/2025, the application is liable to be allowed subject to imposing cost upon the plaintiff. Therefore, I proceed to pass further order below Exh.No.1:-

Date : 09.02.2026.
Place : AUSA.

(P. I. Mokashi)
Civil Judge Senior Division,
AUSA.