

ORDER BELOW EXH. 24

(Passed on this 03rd day of January, 2026)

This is an application filed by defendants for setting aside no cross order.

2. Perused the application and say below it.

3. The contention of the defendants that, their advocate could not cross-examine witnesses owing to non-supply of requisite documents and information. Therefore no cross order has passed against them. If permission to give cross-examination is not allowed, injustice will cause to the defendants. On the other hand if opportunity given, no prejudice will be caused to other side. So, this application may kindly be allowed.

4. On the other hand, the plaintiff has opposed the application on the ground that, no sufficient grounds are cited to allow the application. The application is filed at the stage of final argument. So, this application is liable to be rejected. If the court is pleased to allow the application, cost of Rs.10,000/- may kindly be imposed.

5. It appears that, three witnesses are examined by the plaintiff and no cross order is passed. Sufferance of the plaintiff can be taken care by imposing costs. Considering, principle of natural justice and submission of the defendants. I am of the view that, opportunity is necessary to be given to the defendants. Hence I pass the following order:-

ORDER

The no cross order passed against the defendants is hereby set aside subject to cost of Rs.900/- (Rs. Nine Hundred Only).

Date :- 03.01.2026

(K.S. Khandare)
Jt. Civil Judge Junior Division,
Kandhar.