

**Spl.C.S. No.42/2019
Sunil-Vs-Chetan**

COMMON ORDER BELOW EXH.1 & 85

Read the record. Heard Adv. Shri. Pimpalkar for plaintiff.

2] Defendant No.5 Manoj was served with suit summons and notice vide exh.27 and 28 on date 07-09-2019. But he has not appeared in this matter.

3] Defendant No.6-A,B,C have appeared on 07-01-2025. Adv. Shri. Mandavkar has filed V.P. vide exh.68 for them. However they have not filed w.s. so far.

4] Defendant no.11 Leelabai appeared on 30.12.2019. Adv. Shri. Raghute has filed V.P. vide exh.24 for her. But she has not filed w.s.

5] Exh.37 and 38 are the suit summons for defendant no. 12-A and 12-B. These summons were received by defendant no.12-B on 25.08.2021. But they have not appeared in the suit.

6] Paper publication published in Punyanagari on date 11.05.2025 at exh.1 vide list exh.80 shows that suit summons for defendant no. 14 -16 were published in such paper notice after they have been joined as defendants. In fact these three defendants appeared on dated 08.04.2024 when they were proposed defendants. Despite of such paper publication, they have not appeared in this suit.

7] Therefore application exh.85 is filed by the plaintiff to pass order against above defendants. In view of these, I pass following order :-

ORDER

1. Suit shall proceed ex-party against defendant no.5,12-A,12-B and 14 to 16.
2. Suit shall proceed without w.s. of defendant no.6-A,6-B,6-C and 11.
3. Application exh.85 is accordingly allowed.

Umred.
Dated: 16.12.2025.

[S. G. Landge]
Civil Judge Sr. Dn., Umred,
Dist. Nagpur.

Certificate

“I affirm that the contents of this P.D.F. file are word to word same as per original”.

Name of Stenographer
Stenographer (Gr.II)