

**IN THE COURT OF CIVIL JUDGE SENIOR DIVISION, RAMTEK.**

Spl.C.S. No. 78/2023  
Ravindra V. Suman

Order below Exh.63  
( Passed on 19<sup>th</sup> day of July, 2025)

The defendant No. 2 has filed an application for setting aside no-cross examination order dated 19.04.2025 passed against him. Ld. Advocate of the defendant No.2 has submitted that he was busy before High Court therefore, he could not appear before the court for cross-examination and Court was pleased to pass no-cross examination order. However, defendant no.2 has valuable rights in the suit property, therefore, in the interest of natural justice, permission may be granted to cross examine the plaintiff's witnesses by setting aside no cross order.

2. On the other hand, Ld. Advocate of plaintiff has put his strong objection.

3. Heard both sides. It needs to note here that the reason given by defendant no.2 is not just. However, in order to decide the suit on merit and in the interest of natural justice, defendant no2 is required to be given fair chance to defend his case. Therefore, no-cross examination order dated 19.04.2025, passed against him is required to be set aside subject to cost of Rs.200/-. Hence, I proceed to pass following order.

**ORDER**

- 1) Application is allowed, subject to cost of Rs. 200/-.
- 2) Costs be given to the plaintiff after payment being made.

Ramtek.  
Date : 19.07.2025

[ S.M. Sarode ]  
Civil Judge Senior Division,  
Ramtek.