

MHNS140007722012



ORDER BELOW EXH. 136 IN R.C.S. NO. 228/2012

1. Present application is moved by defendant no. 22 A to 22 C. They have prayed for the setting aside of ex parte order which is passed against them as the delay has not been deliberate. On the other hand, the plaintiff is have raised an objection. According to them there is a deliberate delay. Hence, it is prayed that appropriate orders be passed against these defendants.
2. I have gone through application and say. I have heard both sides on this point. It appears that an adverse order that is an ex parte order was passed against these defendants. Present application is moved on 25 October 2023. The present application is supported by affidavit. Considering the delay I am of the opinion that present application can be allowed in the interest of justice. However, both parties are required to conduct the matter expeditiously. In this light, I proceed to pass following order –

Order

1. Application is allowed
2. Both parties are directed to note that the present matter is old and shall conduct the matter expeditiously.

Date : 29.11.2023

(K. N. Gowariker)
Civil Judge Junior Division,
Dindori