

Order below Exh.33

Perused the application. This is for setting aside 'ex-parte' order passed against defendant No. 2 and 5 dated 22/07/2019.

02. It is contended that defendant No. 2 and 5 could not appear in this proceeding within stipulated period because of domestic problems and illness. Now, they prayed for setting aside 'ex-parte' order passed against them.

03. On the other hand, plaintiff filed his say and opposed the application contending that there is no genuine reason to this application.

04. Heard both sides. Perused the record. '*Audi alteram partem*' – both parties should heard is the basic principle of natural justice. Hence, in order to decide the suit on merits and in the interest of justice, I pass following order :-

ORDER

1. The application is allowed, subject to cost of Rs. 200/- each from defendant No. 2 and 5 payable to the other side.
2. 'ex-parte' order passed against defendant No. 2 and 5 is hereby set aside.
3. Defendant No. 2 and 5 are allowed to appear and file their Written Statement on record on or before next date after depositing above said cost amount to the other side.

Date:27/06/2025
Place: Lanja.

(S. R. Joshi)
Civil Judge Junior Division.
Lanja.

CERTIFICATE

I affirm that the contents of this pdf file Order are same words as per original Order,

Name of the Stenographer: S. D. Chavan

*Court Name: Civil & Criminal Court, Lanja,
Dist.Ratnagiri,*

Date of decision : 27/06/2025.

Judgment/Order signed by P.O.on : 27/06/2025.

Judgment/Order uploaded on : 30/06/2025.