

(CNR NO.MHSNO40010232022)
ORDER BELOW EXH. 43 IN M.A.C.P NO.70/2022
(Suman Jalindar Patil and anr. V/s. Dinkar Jagannath Maske, etc.2)

This application is moved by opponent No.1 and 3 for setting aside 'No Say' order passed against them.

2. The petitioners have opposed the application stating that no sufficient cause is mentioned for setting aside 'No Say' order. Hence, application may be rejected.

3. In the application the opponents have satisfactorily explained the circumstances which caused delay in filing say on record. Therefore, such delay can be definitely considered with lenient view. The 'No Say' order is passed by the Court as the say is not filed within stipulated period. However, now the opponents are ready to file the same on record. The issue of delay and inconvenience to claimant can be tackled by way of imposing costs on respondents. In all circumstances, it is in the interest of justice to decide the controversy on merit. Hence, considering the ends of justice, I hold that the 'No Say' order passed against opponent No.1 and 3 are deserves to be set aside and the opponent No.1 and 3 is to be allowed to file say on record, subject to costs.

4. Accordingly, following order is passed.

ORDER

1. Application is allowed, subject to cost of Rs.500/- each by respondents no.1 and 3 to claimants.
2. Upon payment of costs 'No Say' order passed against opponent No.1 and 3 stands set aside and the say already filed on

record with this application by opponent No.1 and 3 be exhibited accordingly.

Islampur.
Dt. 19/11/2025

(A. H. Kashikar)
Adhoc District Judge-1 &
Member, M.A.C.T., Islampur.

Certificate

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

Name of Stenographer : S.W.Pathan [Grade-1]

Court : Adhoc-District Judge-1, Islampur

Date : 19/11/2025

Order signed by the
Presiding Officer : 19/11/2025

Order uploaded on : 19/11/2025