

Order below Exh. 82 in R.C.S.No.59/2014

[Sarjan Realities Pune & Anr. v/s. Mukund Kulkarni & Ors]

[CNR-MHSN090002812014]

The present application is filed by defendant nos.6 and 7 for set aside No-cross order passed against them.

2. By filing present application it is submitted by the defendants that, no cross order is passed below Exh.61 on 19.01.2022. They submitted that due to some domestic problems the Ld.Advocate for defendant no.6 and 7 could not remain present cross examine plaintiff no.1. Therefore, no cross order passed against them may set aside.

3. The Ld.Advocate for the plaintiffs filed his say and submitted that, the plaintiff no.1 filed his affidavit of examination in chief on 01.08.2018 and thereafter, four years the matter is pending for cross-examination. The defendant no.6 and 7 and their Ld.Advocate remained absent and did not cross examine. Therefore, application may be rejected.

4. Heard both sides. Perused record. After perusal of record it is seen that no cross order below Exh.61 was passed against defendant on 19.01.2022. The present suit is filed for perpetual injunction. The defendants submitted that their advocate could not remain present. Considering the contents of the application and nature of suit, I proceed to pass following order.

ORDER

1. The application is allowed.
2. No cross order passed against defendant no.6 and 7 on 19.01.2022 is hereby set aside subject to costs of Rs.200/- (Rs.Two Hundred).
3. Amount of costs be credited to the Government.

TASGAON.

Date : 15.06.2022

(Omprakash M.Mali)

Civil Judge Jr.Dn.,

TASGAON.

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

Name of the Stenographer	:	U.P.Patil
Court	:	Civil Judge Jr.Dn. and Judicial Magistrate F.C., Tasgaon.
Date	:	15.06.2022
Order signed by the Presiding officer on	:	15.06.2022
Order uploaded on	:	17.06.2022