

ORDER BELOW EXH. 25 IN SPL. DAR.NO. 38/2018

(Passed On: 04.04.2019)

Perused the application and say. Heard both the sides at considerable length. As the J.D.no. 1 to 3 failed to file any reply order of no say was passed. As per their contention due to old age they failed to instruct their counsel and consequently said order is passed. They prayed to set aside the same. Per contra, the D.H. strongly opposed the application on the count that the delay caused is deliberate and therefore he prayed to reject the application. In the light of submission raised I have gone through the record. Valuable rights of both the parties are involved in it. Therefore, in the interest of justice chance to defend needs to be given. Hence, for the said reason I proceed to pass the following order:-

ORDER

- 1] Application exh. 25 is allowed subject to cost of Rs. 500/- (Rs. Five Hundred Only).
- 2] The order of no say passed against the J.D. no.1 to 3 is set aside.
- 3] The J.D. no.1 to 3 shall pay cost to D.H.

Date: 04.04.2019.

(R.A.Shinde)

Jt. Civil Judge Senior Division, Pandharpur

CNR NO.MHSO06-001149-2018

CERTIFICATE

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

<i>Name of Stenographer</i>	:	<i>A.K. Vibhute</i>
<i>Court</i>	:	<i>Jt.Civil Judge Senior Division Pandharpur</i>
<i>Date</i>	:	<i>04.04.2019.</i>
<i>Order signed by the Presiding Officer on</i>	:	<i>04.04.2019.</i>
<i>Order uploaded on</i>	:	<i>09.04.2019.</i>