

ORDER BELOW EXH.74

Perused application filed by the defendant for the purpose of submission of additional W.S. on record by setting aside no additional W.S. order passed by the Court on 30-9-2016. It has been specifically contended in the application that, defendants are the resident of other village and due to illness and treatment defendants were unable to meet the learned counsel because of which no additional W.S could be filed in time. Therefore, to avoid the irreparable loss which may cause to the defendant the prayer as made above be allowed.

2] Present application has been opposed by the plaintiff on the ground that, present application is not correct and has been filed only to prolong the matter. Therefore, if court is of the opinion to allow the application cost be imposed.

3] Heard. Gone through the record of the case. It appears from the record that, no doubt the delay has been caused for filing additional W.S. by the defendant. But considering the reasons mentioned, though application deserves to stand but on payment of cost to other side to compensate. Hence, in the light of above discussion this court proceed to pass following order;

ORDER

1. Application below Exhibit 74 stands allowed subject to cost of Rs.200/-.
2. Payment of cost is condition precedent.
3. Parties to note the order.

Sd/-

Dated- 27/01/2017.

(B.A.Kaduskar)
6th Jt.Civil Judge, J.D., Pandharpur

CERTIFICATE

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

Name of Stenographer : Kondekar B.R.
Court : 6th Jt. Civil Court Jr.Dn. Pandharpur
Date : 27/ 01 /2017

Judgment/order signed by
the Presiding Officer on : 27/01/2017

Judgment/Order uploaded on: 27/01 /2017