



1. Arun Mohan Nagtilak ..... Plaintiffs  
Versus  
1. Balbhim Sadashiv Godase ..... Defendants

**ORDER BELOW EXHIBIT 42**

1. The defendant number 5 to 11 and 13 to 18 have moved the application vide exhibit 42 for setting aside no say order. The defendants have stated that certain documents which are necessary for filing say were not available within stipulated period, therefore, these defendants cannot file their say within stipulated period on application vide exhibit 24. These defendants must get the opportunity to put forth their defence, otherwise they will suffer irreparable loss.

2. The plaintiffs have filed say and raised strong objection. It is stated that, application is false and vexatious. Reasons are not sufficient. Hence, application vide exhibit 42 is to be rejected.

3. I have perused application vide exhibit 42. I have heard both sides at length. The following points arise for my determination.

Serial number	Points	Findings
1	Do defendants entitle for setting as side, 'no say order' ?	In the negative
2	What is order ?	The application is rejected.

## **Reasons**

4. The present suit is for perpetual injunction. It reveals on perusal of order passed below application vide exhibit 24 that, the application vide exhibit 24 is proceeding without say of defendant number 1 to 4. The court has not passed order against defendant number 5 to 11 and 13 to 18. Therefore, the order which is not passed against defendant number 5 to 11 and 13 to 18 can not be set aside. In the result, the following order is passed.

### **ORDER**

1. The application vide exhibit 42 is rejected.

Pandharpur  
Date – 23-04-2026

**Smt. K. A. Katkar**  
3<sup>rd</sup> Joint C. J. J. D, Pandharpur

**: CERTIFICATE :**

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

Case No.	:	RCS 392/2025
Name of Stenographer	:	S. P. Doke,
Court Name	:	Smt. K. A. Katkar, 3 <sup>rd</sup> Joint Civil Judge Junior Division Pandharpur, Dist-Solapur
Date of Decision	:	23-04-2026
Order signed by P.O. on	:	23-04-2026
Order uploaded on	:	23-04-2026