

ORDER PASSED BELOW EXH. 11

01. This is an application by the respondent for setting aside no say order passed against her. It is her contention that, she could not collect necessary documents within prescribed time. Due to which, she failed to file her say within stipulated time. Hence, prayed for allowing the application.

02. Petitioner strongly objected the application by filing his say. It is his contention that, opponent has not filed any document along with application. Opponent appeared in Court on 20.11.2011 and order passed on 17.02.2022. Hence, prayed to reject the application.

03. Perused application, say filed by the petitioner. Perused record of the petition. Heard both. It appears from record that, respondent appeared on 20.11.2021. She failed to file her say. Due to which order was passed on 17.02.2022. However, this Court is first trial Court where every opportunity should be given to the parties to put up their defence. Reasons mentioned in application are believable and satisfactory. Hence, in the interest of justice and to decide the matter on merit, it will be just and proper to allow the application. Hence, following order :-

ORDER

The application is allowed.

02. No order as to costs.

Date : 22.06.2022

(**Sampurna K. Karande**),
Civil Judge, Senior Division,
Barshi.

2 HMP No. 225/2021
Nitin Vs. Shital.
CNR No. MHSO12-000688-2021.

C E R T I F I C A T E

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

Name of the Stenographer : S. N. Chilka
Court : Civil Court Senior Division, Barshi.
Judgment / Order signed by the P. O. on : 23.06.2022
Judgment / Order uploaded on : 23.06.2022