

ORDER BELOW EXH.31

IN

Spl.C.S.No.873 of 2023

(Dattatray Gaikwad Vs.Shridhar Suryapujari etc)

By way of this application defendant No.1 to 4 seeking set aside the "no cross" order dated 05.03.2026 passed below Exh.19. It is submitted by the defendants that their Ld advocate was out of station for medical reason. Therefore, they could not conduct the cross examination on 05.03.2026. They prayed to allow the application.

2. The application is opposed by the plaintiff by filing a say on the back side of the application. It is contended that the application be rejected. If allowed costs be imposed.

3. Heard the learned advocates for both parties.

4. Perused the record. The present application has been filed on 13.03.2026. The "no cross" order was passed on 05.03.2026. The suit is instituted for specific performance of contract. It is a well-settled principle of law that both parties must be given equal opportunity to present their case. In order to decide the matter on merits, and considering the reasons put forth in the application, I find it just and proper to allow the application.

ORDER

1. The application is allowed.
2. No cross order dt. 05.03.2026 is hereby set aside.

Place : Karmala
Date : 13.03.2026

(S.M.Ghuge)
Civil Judge, Senior Division,
Karmala, Dist.Solapur

(CNR No.MHSO220052232023)

CERTIFICATE

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

Name of Stenographer : B.R.Kondekar
Court Name : Civil Court Senior Division, Karmala
Date : 13.03.2026

Order/Judgment signed
by the Presiding Officer on : 13.03.2026

Order uploaded on : 13.03.2026