

ORDER BELOW EXH. 116 IN SPL. DAR. NO. 39 OF 2015
Ramchandra Tapase deceased Thro.LRs. & Ors. Vs. Shevantabai
Tapase deceased Thro.LRs. & Ors.
CNR NO. MHST020004092015

J.D.No.5(2) has filed this application for setting aside deemed "No written statement and ex parte order". Application is supported with affidavit along with adopt pursis of written statement.

02. D.H. filed their say on the application itself.

03. Heard. Perused record.

04. The present execution petition is filed for execution of decree in Spl.C.S. No. 449/2000 (Old Spl.C.S.No. 307/1999) dated 04.11.2008. No specific order as to 'No written statement and ex parte' is passed. There is no inordinate delay. Therefore, reasons forwarded is justified. Hence, to decide the case on merit opportunity should be granted to the J.D.. Therefore, the technicalities of the procedure should not come in the way of court to deliver justice. Hence, present application is justifiable for reasons mentioned. Hence, the order.

ORDER

1. Application is allowed.
2. Deemed No W.S. and ex parte order is hereby set aside.

Place : Karad
Date : 15.12.2025

(J.J.Mane)
4th Jt. Civil Judge Sr. Dn., Karad.