



**R. C. S. No. 17/2023,
Yogesh Patel & Ors.
-Vs.-
Sakttiprasad Sukla & Ors.**

ORDER BELOW EXH. 22

(Passed on this 20th day of February, 2023)

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Read the application and say thereon. Heard Learned Counsels for the parties at considerable length. Perused the record.

2. The suit is proceeded without reply of defendants No. 2, 4, 7 and 13 on Exh. 05 an application for temporary injunction. In view of order passed on 14.02.2023. By filing this application, they desire to set aside the said order and file their reply below Exh. 05. But, no just and proper reason is given for this application. However, for just decision of the application Exh. 05 on merit, their reply needs to be taken on record. If this application is allowed, no prejudice will be caused to plaintiffs. They have every right to dispute content in reply of present defendants at appropriate stage. In such circumstances, the instant application needs to be allowed. But, at the same time, some costs needs to be imposed on them for sufferance of plaintiffs. Hence, I pass the following order :-

: ORDER :

1. The application is allowed subject to costs of Rs. 200/- (Rs. Two Hundred only).
2. Defendants No. 2, 4, 7 and 13 are permitted to file their reply below Exh. 05 by setting aside order of no reply passed on 14.02.2023.
3. Short time is granted to defendants No. 2, 4, 7 and 13 to comply this order till next date.
4. If defendants No. 2, 4, 7 and 13 failed to comply this order on or before next date, the instant application shall stand rejected.

(Type and pronounced in open Court.)

Place :- Palghar.

Date :- 20.02.2023.

Sd/-

(Mahendra K. Sorte)

Jt. Civil Judge, Junior Division,
Palghar.