

ORDER BELOW EXH. 60

1. Read application and say. Heard Ld. advocates for the parties at length. Perused record and proceeding.

2. This application is filed by the plaintiff for adjournment for additional evidence. Due to illness of plaintiff no.2 and plaintiff no.1 present with him, therefore he has not filed additional evidence.

3. This application is resisted by the defendant by filing his say. According to defendant the matter is pending for same stage. The plaintiff has to close the matter, hence rejected.

3. After considering record and the application I am of the view that time may be granted for additional evidence in the interest of justice. Otherwise, it may be caused prejudice and injustice to the plaintiff. Plaintiff has directed not to file such type of application.

4. Considering these aspects I find that one chance required to be granted, otherwise it may caused prejudice to the plaintiff. The defendant has suffered some inconvenience and hardship for which he can be compensated in terms of money. Hence, the following order.

ORDER

1. Application is allowed as one more chance subject to cost of Rs.350/- payable by plaintiff to the defendant on or before next date.

Date : 29/09/2022

(K.R.Deshpande)
Civil Judge S.D. Palghar