

IN THE COURT OF PRINCIPAL DISTRICT JUDGE, WASHIM.

Order Below Exh. 11
(Dated 05/12/2024)

- 1) The present application preferred by the respondents for setting aside ex-parte hearing order passed against respondent Nos. 1 to 3 on the ground that due to busy schedule of election, the respondents could not give information to the advocate and could not appear.
- 2) The appellants filed say through advocate declaring suitable order may be passed.
- 3) On perusal of record of the case, it is observed that in-spite of service on 06/03/2024 vide Exh. 8, 9 and 10, the respondents were not appeared in person or through representative in the present appeal, due to which the Court passed ex-parte hearing order on 19/06/2024 against the respondents.
- 4) Though it is so, right of respondents to defend the case can not be taken on technical ground, due to which the order of ex-parte hearing passed against respondent Nos. 1 to 3 on 19/06/2024 required to be set aside. As the inconvenience caused to the appellants, it required to be compensated by way of imposing cost. In the present case, cost of Rs. 200/- to be paid equally in the appellants is justified. Hence, the order -

ORDER

- 1) The application of respondents at Exh. 11 for setting aside ex-parte hearing order dated 19/06/2024 is hereby allowed

subject to cost of Rs. 200/- (Rupees two hundred) to be paid equally in the appellants.

2) Accordingly, the application is disposed of.

Washim.
Date: 05/12/2024.

(S. V. Hande)
Principal District Judge,
Washim.

CERTIFICATE

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

Name of Stenographer :- A. W. Ajmire, Stenographer (Grade-II)
Name of Court :- Principal District & Sessions Judge, Washim,
Dist. Washim.
Date of Judgment/ Order :- 05/12/2024
Judgment/Order signed by the :- 05/12/2024
Presiding Officer on
Judgment/Order uploaded on :- 06/12/2024