

Order below Exh.13

Respondent no.1 to 3 have filed this application for setting aside ex-parte order passed against them.

2. The respondents submitted that the present appeal has been filed during the period of COVID-19 and hence, respondents came to know lately and could not appear in the matter. Therefore, ex-parte order passed against them. Therefore, prayed the order of ex-parte may be set aside and permission be given to file V.P. on record.

3. Appellant has filed say and opposed the application and submitted that despite receiving the notice, respondents failed to appear in the matter. Matter is for final argument. Hence, prayed to reject the application subject to heavy costs.

4. Heard both the sides.

5. I have gone through the record. It is seen that on 04/01/2022 ex-parte order is passed and this application is filed on 14/11/2025. Respondents have given the reason due to the pandemic period of Covid-19 situation, they came to know lately about the matter and could not appear in the matter. Now respondents are appeared before the Court and ready to contest the matter. If application is allowed the matter will decide on the merits. If the order of ex-parte is set aside no prejudice will be caused to the other side. On the contrary if it is not set aside then respondents will suffer irreparable loss and it

will be caused prejudice to them. At the same time, it is necessary to impose costs for causing delay in the matter. Considering all these reasons application can be allowed. Hence following order.

ORDER

- 1) Application is hereby allowed.
- 2) The order of ex-parte passed on 04/01/2022 is hereby set aside subject to costs of Rs.5000/- to be paid to the appellant.
- 3) Respondents are permitted to file their V.P on record and to proceed with the matter.

(Dictated and pronounced in open Court.)

Date : 14.11.2025

(V.D.Ingle)
District Judge 2, 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	:- R.R.Bharad, Stenographer (Grade-I)
Name of Court	:- Smt.VD.Ingle District Judge-2 and Additional Sessions Judge, Washim.
Date of Judgment/ Order	:- 14.11.2025
Judgment/Order signed by the Presiding Officer on	:- 14.11.2025
Judgment/Order uploaded on	:- 14.11.2025