

ORDER BELOW EXH.64 IN HMP NO.63/2018

Praful Manwar Vs. Sau. Sapana

The respondent has filed this application for setting aside no cross order and no evidence order dated 14/08/2025 and permission to cross examine. It is submitted that in this matter last from one year trying to compromise the matter but on some trifle grounds the said compromise has been forwarded and till the said had not been compromised. So, during the talking of compromise the Court meantime passed the order of no cross on Exh.1. Further more, it is submitted that during the period of such no-cross order respondent were suffering from acute abdominal pain therefore respondent is unable to give a details of the matter relating with the compromise that's why the counsel for the respondent could not cross examine the plaintiff. It is submitted that due to the talking of compromise and also due to the respondent abdominal pain had not appear before the Court and Court passed the order of no cross. Therefore, prays to consider the difficulty of the respondent and also in the interest of justice to set aside the no cross order passed against the respondent. If the application is not allowed then the respondent will suffer an irreparable loss which can not be compensated by any mode or manner. Hence, prays to allow the application.

2] On the other hand petitioner has filed say and strongly opposed the application. It is submitted the respondent only wants to prolong the matter and waste important time of the Court. First order of no -cross is passed on 17/01/2023 and thereafter on 14/08/2025, the evidence of petitioner is filed on 27/08/2019. So considering the conduct of respondent it is clearly seen that she is only attend the

matter for alimony. The contents and reason of application is not proper nor file any documents with this application. Hence, prays to reject the application with costs.

3] Heard both the sides. Considering the facts I came to the conclusion that for defending herself permission needs to be granted to the respondent to cross examine the petitioner. However, while granting the permission it will be just and proper to impose the condition. Therefore, I pass following order -

ORDER

Application is allowed and permission is granted to the respondent to conduct the cross-examination of petitioner on condition that the respondent to conduct the cross-examination on next date. The petitioner is hereby directed to remain present on next date for conducting the cross-examination.

Washim.
Date:- 28/01/2026.

(S. S. Sahasrabudhe)
Civil Judge (Sr. Div.), Washim.

CERTIFICATE

I affirm that the contents of this PDF file judgment/order are same word to word, as per original judgment/order.

- 1) Name of Stenographer :- S. V. Dere (Stenographer G-III)
- 2) Name of Court :- Civil Judge (S.D.), Washim.
- 3) Date :- 28/01/2026
- 4) Order signed by the
presiding officer on :- 28/01/2026
- 5) Order uploaded on :- 29/01/2026