

ORDER BELOW EXH. 13 .

1. This is an application for setting aside No Say order against Plaintiff.
2. Heard Learned Advocate P. V. Wakade and Adv. A. B. Jadhav. Perused record.
3. It appears that, Suit is filed for declaration and perpetual injunction. Thereafter, application **Exh. 10** is filed by the defendants No. 2 and 03 under Order 07 Rule 11 of CPC. Plaintiff availed adjournments vide Exh. 11 and last chance was granted. Then, application for adjournment **Exh. 12** came to be rejected on 05/11/2024. Application is filed on 29/06/2024. Copy is received on 31/07/2024. However, despite of opportunities, plaintiff failed to file say. He has mentioned reason of marriage of relatives and not receiving documents within time. On the contrary, defendant has objected application on the ground of delay and reasons not satisfactory.
4. In my view, matter is in respect of money / loan. Valuable rights of parties are involved. Suit is of year 2024. The Say of plaintiff is necessary for adjudication on merit. So, reasons mentioned by the applicant are satisfactory. Considering nature of dispute delay can be compensated. So, this application is liable to be allowed on costs. Hence, following order is passed in the interest of justice.

:: ORDER ::

Application is allowed on cost of Rs. 300/- be paid to Defendants No. 2 & 3 and cost of ₹ 200/- be paid to Government.

SD/-

(N. C. Borphalkar)

Jt. Civil Judge (Jr. Dn.) Pused.

Date : 12-11-2024.

:: Certificate of Stenographer ::		
"I affirm that the contents of this PDF file are word to word as per original Order."		
Dictated On :	12/11/2024	
Transcribed On :	12/11/2024	Sd/- (A. R. Datir) Jt. C.J.J.D. & J.M.F.C., Pusad.
Checked & Signed On :	12/11/2024	
Date :	12/11/2024	