

SPL.C.S. No.99/2026
The Design Home Vs. Haribhau

ORDER BELOW EXH.23
(Passed on 14th August, 2026)

It is an application by defendant to set aside No WS order dt. 04.07.2026. Perused application. Heard advocate of both parties. Perused record.

2. Plaintiff has not filed detail say on the application however, learned advocate of plaintiff orally has opposed the application and has submitted to impose cost on defendant.

3. It is record that suit summons duly served as per Order V Rule 17 of CPC on 05.04.2026. The No WS order has been passed on 04.07.2026. It is contention of defendant that he had been to Katak for treatment of brain hemorrhage. Though defendant has not uploaded any medical document in support of his contention. Considering nature of suit, only to proceed on merit, I am inclined to allow the application. Hence, following order.

ORDER

. No WS order dt. 04.07.2026 is set aside subject to cost of Rs. 200/- payable to plaintiff.

Nagpur
Date :14/08/2026

(M.S.Gade)
17th Jt. Civil Judge, (Sr.Dn.) &
Nagpur.

Note. Now, in open court advocate of plaintiff submits that he has received cost from the defendant.

CERTIFICATE

I affirm that the contents of this PDF file Judgment/Order is same word to word as per the original Order/Judgment.

(a) Name of the Stenographer : Sau. R.A.Deshkar (Gr.III)

(b) Court : 17th Jt.C.J.S.D. Nagpur.

(c) Order/Judg./Evi. signed by P. O. on : 14.08.2026

(d) Order/Judgment/Evi. uploaded on :14/08/2026
