

CPC , O. 9, R. 13 - As a consequence of setting aside of the *ex parte* decree , Defendants cannot be permitted to file their written statement - They can only take part in the hearing of the suit without propounding their own case - However, they can advance their argument on the basis of the materials available on record only.

[2022 PLRonline 5402, 2022 Scej 0243 \(Orr.\)](#)

[Himansu Sekhar Srichandan v. Sudhir Ranjan Patra , 2022 PLRonline 5402, 2022 Scej 0243 \(Orr.\)](#)