

Order below Exh.12
(Passed on 06th October, 2023)

This is an application filed by defendant No.1 to 3 to permit for filling written statement on record. Perused the application, say of other side on overleaf of at Exh.12 and record.

2. Heard learned Advocates for the parties.

3. It has stated in the application and submitted by learned advocate for the defendants that, defendants have not got the necessary information to prepare the written statement. Hence, defendants could not file the written statement within time. The suit is in respect of immovable property. If application is not allowed then applicants would have sustained the irreparable loss. Ld. Advocate for the applicant submitted that condone the delay and permit to file the written statement on record.

4. It has stated in the say and submitted by learned advocate for the plaintiff/ non applicant that, defendants have not filed written statement within limitation. Hence, application is opposed. If Court come to the conclusion that application deserves to allow then imposed the heavy costs on applicants.

5. Applicants have not mentioned specific days of delay in the application. The suit is of declaration, possession and immovable property. Therefore, it is necessary to condone the delay and permit to file written statements on record. Hence, considering the record I proceed to pass the following order :-

ORDER

1. Application is allowed.

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2. The delay caused for filling written statement is hereby
condoned subject to costs of Rs. 500/- to plaintiff and defendant
No.1 to 3 are permitted to file their written statement on record.

Bramhapuri
Date: 06.10.2023.

(S. D. Chakkar)
Civil Judge (Jr. Dn.)
Brahmapuri