

Both counsel are present.

Defendant No. 5 to 8 has filed application U/o. 8 Rule 1 R/w. Sec., 151 of CPC., along with written statement and adoption memo on I.A. No. III.

Plaintiff counsel present, submit that I.A. No. II and III may be allowed on costs.

Hearing heard on I.A. No. 2 and 3.

For orders.

ORDERS ON I.A. NO. II and III.

Advocate for Defendant No.1, 5 to 10 filed I.A. No. II and III, U/o. 8 Rule 1 R/w. Sec. 151 of CPC., seeking permission to file written statement of Defendant No. 1, 5 to 10.

On the other hand the plaintiff counsel submit may be allowed on costs.

Heard on application.

Advocate for Defendant in his affidavit filed along with I.A. No. II and III stated that defendant was not possible to met with their counsel and give information to them. Therefore they have unable to filed written statement within time. If W.S. is not taken on record it will cause hardship

to them. Hence they prayed to allow the application.

The present suit is filed for the relief of Partition and Separate Possession. Hence I am of the view that if application is not allowed valuable rights of Defendants will be lost in immovable properties. In respect of delay caused in filing W.S. may be compensated by imposing costs. Hence, I proceed to pass the following;

ORDER.

I.A. No. II and III filed by Defendant No.1, 5 to 10, U/o. 8 Rule 1 R/w. Sec. 151 of CPC., is hereby allowed on cost of Rs. 250/-each.

The W.S. filed by Defendants No. 1, 5 to 10 taken on record subject to payment of Cost.

Defendant No.5,6,8 to 10 are adopted the written statement of Defendant No.7.

For hearing on I.A. No. I.

Call on 18-12-2024.

Sd/- 27-11-2024

Addl. Senior Civil Judge and
JMFC., Haveri.

O.S. 129/2023.