

**ORDER BELOW EXH.12**

1. This is an application filed by defendant No.1 for permission to file written-statement on record.
2. Read the application. Plaintiff opposed the application. Heard both sides. Perused record. The defendant No. 1 has not filed his written-statement on record within statutory period.
3. Perusal of the record, shows that plaintiff's relief is specially against the said defendant. The plaintiff has filed this suit for Declaration, Partition, Separate Possession and Permanent Injunction. So for proper adjudication of the matter, it is necessary to go through the contention of defendant No.1.
4. Moving of this application, shows that defendant No.1 is willing to contest the matter. Hence, granting opportunity to the defendant No.1 would not caused any prejudice to the plaintiff. Hence, as it is necessary for fair trial, both the parties must be given opportunity to prove their cases. Therefore, in the interest of justice the following order is passed.

**- ORDER -**

1. The application is allowed subject to cost of Rs.500/- paid to plaintiff.
2. Permission is granted to the defendant No.1 for filing W. S.

Date :- 09/08/2024.

(Smt. S. P. Babar)  
2<sup>nd</sup> Jt. Civil Judge Senior Division,  
Sangamner.