

Order below Exh.12 in R.C.S. No.1290/2015.

1. This is the application filed by defendant for condonation of delay for filing the written statement. It is contended that, defendant is a agriculturist and therefore he does not aware about Court work. Further, he could not collect the documents within time so delay is occurred. Pray for allowing the application.

2. Plaintiffs opposed this application contending that, this is false and fabricated application is filed. Further only to prolong the matter this application is filed. No specific reason is mentioned by this defendant. Plaintiffs further contended that, if the application be allowed heavy costs be imposed.

3. Heard both sides. Perused record. This suit is filed for the declaration and perpetual injunction. Wherein rights of the parties have to be decided by the Court, as the suit is required to be decided on merit and fair opportunity of being heard is required to be given to the defendant. So in the interest of the justice this application is required to be allowed and at the same time other side is required to be compensated in terms of money. Hence, following order is passed.

ORDER

This application is allowed subject to costs of Rs.200/- to the plaintiff.

Dt.9/9/2016

(K. P. Jain Desarda)
3rd Jt. Civil Judge, S.D.
Sangamner.