

Order below Exh. 30 in RCS 249/2023

1. This is an application filed by the defendant No.3 and 4 for condonation of delay for filing of w. s. No w. s order is not yet passed. The say of the plaintiff was called on the said application. The plaintiff vehemently opposed the said application by filing say and prayed for rejection of the application with heavy cost.

2. Heard, perused record.

3. The suit is for partition, possession and Injunction. Dispute involved immovable property. Defendant No.3 and 4 submitted that, due to unavailability of necessary documents and information she could not file there written statement within a time. Hence, it caused delay in filing the w. s. Reasons forwarded for absence and not filing w. s. are quite reasonable. No w. s. order is not yet passed. Hence application needs to be allowed but obviously on cost. Hence, I pass following order.

ORDER

The application is hereby allowed subject to cost of Rs. 200/- paid by the defendant 3 and 4 to plaintiff.

Date : 05/09/2024

(V. B. Dombe)
Jt. Judicial Magistrate F.C.
Shevgaon