



ORDER BELOW EXH.14 IN R.C.S. NO.131/2019
(Raghunath Lahanu Shinde Vs. Popat Govardhan Shinde and others)

1] The present application is moved by the defendant No.1 to 6 for condonation of delay and for setting-aside no W.S order passed against them.

2] It is the contention of the defendants that, they have appeared first time in the court on 12.02.2020, thereafter, due to announcement of lockdown in the whole country, they failed to filed their written statement within the prescribed period of limitation. Further submitted that, if No W.S order is not set aside, it will affect on merits of the case. Hence prayed for condonation of delay and for setting No W.S order.

3] The plaintiff has filed his say on the last page of this application through his advocate. He stated that, contents of this application are not true and correct. The reasons mentioned in the application are not true. Lastly stated that, defendants appeared in the court before announcement lockdown. Hence, prayed for rejection of this application.

4] Considering the facts and circumstances, the reasons shown

by the defendants for causing delay found to be genuine. But the delay is caused for filing written-statement is not in dispute. But, plaintiff should be compensated for the same. The plaintiff will not cause any prejudice, if the present application is allowed. Therefore, in view of the above discussion, in order to avoid multiplicity of the proceeding and in the interest of the justice, fair chance be given to the defendants on payment of costs to the plaintiff. In the result, I pass following order.

-: O R D E R :-

1. The application (Exh.No.14) is hereby allowed on payment of costs of Rs.200/- (In words Two Hundred Only) in total payable to the plaintiff till next date.
2. After payment of the said cost, the written-statement of the defendant No.1 to 6 for be taken on record.

Shrigonda.
Date : 07/01/2021.

(Smt. S. G. Jadhav)
2nd Jt. Civil Judge Junior Division,
Shrigonda