



RCS No. 15/2024
Anil Asalkar Vs.
Nirmalabai Asalkar
MHAK060001542024

ORDER
(Below Exh. 23)
(Passed on 30th of September, 2025)

This is an application by defendant No. 1 to 5 for time to file written statement.

2. Heard both the sides. Perused the record and Say.
3. Record shows that defendant No. 2 is served with suit summons on 19.03.2025 (Exh.15). However, till the date defendant No. 2 has not filed his written statement. Maximum time prescribed to file written statement under Order 8 Rule 1 of CPC is over. Hence, the application (Exh. 23) requires to be rejected to the extent of defendant No. 2.
4. So far defendant No. 1, 3, 4 and 5 are concerned, three postal acknowledgments are received today from process department. It appears that suit summons are served to defendant No. 1, 3 and 4 on 15.07.2025 vide outward No. 658/2025 dated 09.04.2025. So far defendant No. 5 Ashok is concerned, he is served with suit summons on 24.03.2025.
5. Thus, from the above discussion it is clear that defendant No. 2 has not filed his written statement within

prescribed time limit. Hence, the suit is required to be ordered to proceed without his written statement. So far defendant No. 1, 3 and 4 are concerned, time can be granted to them to file written statements as they have been served with suit summons on 15.07.2025 and prescribed maximum time limit of 90 days is yet to be over against them. So far defendant No. 5 is concerned, he is served on 24.03.2025 and not filed written statement till the date. Hence, suit is required to be proceeded without his Say. Hence, I pass the following order ;

ORDER

1. Application (Exh. 23) is granted to the extent of defendant No. 1, 3 and 4. They are granted time to file their written statement till next date.
2. Application (Exh. 23) stands rejected to the extent of defendant No. 2 and 5.
3. The suit is hereby ordered to proceed without written statement of defendant No. 2 and 5 as the prescribed maximum time limit for them to file written statement is over.
4. Exh. 15, 24 to 27 be kept with Exh. 1 till further orders.

Sd/-

(A. A. Mali)

2nd Jt Civil Judge (Jr.Dn),
Akot, Tq. Akot, Dist. Akola.

Date : 30.09.2025

Place : Akot.

**RCS No. 15/2024
Order/Exh. 23**

CERTIFICATE

I affirm that the contents of this P.D.F file Order are same word to word as per the original order.

Name of Stenographer	:	P. N. DURATKAR
Court Name	:	2 nd Jt Civil Judge (Jr.Dn.) & JMFC, Akot, Tq. Akot, Dist. Akola
Date of decision	:	30/09/2025.
Order Signed by PO on	:	30/09/2025.
Order Uploaded on	:	03/10/2025.