

ORDER BELOW EXH. 09 IN RCS. NO. 75/2017

This is an application for permission to file written statement.

2. It is contended that on 26.02.2018 defendants are appeared in the present case. The defendants could filed their written statement within time due to unavailability of documents. Therefore, defendant prayed for permission to file written statement.

3. Plaintiff has filed his say contending that, on 25.05.2018 the period of 90 days are lapsed. The application is not within limitation. Therefore, plaintiff prayed for rejection of an application.

4. Perused application, say. Heard.

5. Considering aforesaid mentioned facts and circumstances of case it appears that defendants are served on 25.02.2018. The defendant was supposed to file written statement on 25.05.2018. Present application is filed on 13.08.2018

6. In spite of sufficient opportunity to defendants, they could not file their written statement within time. Therefore, there is delay of 2 months 19 days. The delay is of huge. Considering the reasons mentioned in an application the delay deserves to be condoned subject to heavy cost. Further, it would be accessible to determine the suit completely and on merit. Hence, following order is passed.

ORDER

1. The delay of 2 months 19 days is condoned subject of payment of cost of Rs. 300/-.
2. The defendants are permitted to file their written statement on depositing the cost in the court. Payment of cost is condition precedent.
3. Parties to take note.

Date. 30.12.2019

Judicial Magistrate First Class, Sillod.

C E R T I F I C A T E

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

Name of the Stenographer	:	B. S. Jadhav
Court Name	:	Shri. P. L. Patil, Judicial Magistrate F.C. Sillod.
Date	:	30.12.2019
Order signed by presiding officer on	:	30.12.2019
Order uploaded on	:	31.12.2019