

Regular Civil Suit No. 69/2015

Parveen Vs. MCA
(Order Below Exh.-29)
(Passed on 06th January 2015)

Perused application and say.

02. Heard Advocate.

03. Present application is filed by defendant for setting-aside no written statement order on the ground that defendant corporation is autonomous body and for filing written statement information is to be collected from various departments of the corporation. The information required for the written statement was not supplied within time therefore, written statement was not filed. Today defendant is filing written statement for deciding the matter on its own merit. The delay caused is bonafide and not intentional.

04. Other side objected the application contending that mandatory period for filing written statement as per Order-8 Rule-1 of the Civil Procedure Code is completed. Lastly prayed to reject the application.

05. Counsel for the defendant during arguments contended that the earlier Advocate who have filed appearance from the corporation is suffering from illness and today the present Advocate is appearing and filing wirtten

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statement. For deciding matter on merit application is to be allowed.

06. Considering submissions of both the Advocates and for deciding the controversy between the parties on merit, as well as, considering reasons disclosed by the defendants for causing delay for filing written statement I found that application needs to be allowed in the interest of justice. Hence the order.

ORDER

01. Application is allowed.

02. Order of no written statement below Exh.-1 and no say below Exh.-5 are hereby set-aside.

Sd/-

(S.J.Biyani)

Civil Judge Senior Division

Corporation Court, Aurangabad

Date :- 06.01.2016

CERTIFICATE

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

Name of the Stenographer	: Manoj S. Nangre
Court	: Civil Judge S.D.(Corporation), A.bad
Date	: 06.01.2016
Order signed by the presiding officer on:	06.01.2016
Order uploaded on	: 07.01.2016