



Order below Exh. 75 in
Regular Civil Suit No. 228/2017
CNR Number is MHKO050022512017
(Passed on 07.12.2022)

Defendants No. 1 and 2 prayed for setting aside “No W.S.” Order. According to them, due to Covid-19 pandemic, they could not file written statement in time. Therefore, prayed for permission to file W.S. by setting aside No W.S. order passed by this Court.

02. The plaintiff has objected the application vide Say Exh. 78 contending that, the defendants have delayed the W.S. by 4 years and 10 months delay. They have not mentioned in the application about the exact delay time. No any evidence has been given about the delay reasons. No any strong ground has been shown to condone the delay in filing W.S. Therefore, prayed for rejection of the application.

03. Considering entire facts and circumstances, I am of the view that, the delay occurred in filing W.S. can be condoned in the background of covid-19 epidemic. It is true that, the delay has been occurred and that is much delay of 4 years and something. But considering the ground behind that, an opportunity can be granted to file W.S. Definitely some cost is required to be granted. Hence, I pass the following order :-

ORDER

1. Application (Exh.75) stands allowed subject to costs of Rs. 2,000/-, the same to be paid to the other side.

2. Parties to take note.

Date : 07.12.2022

(B. T. Yengade)
Jt. Civil Judge Senior Division,
Ichalkaranji