



Arjun Miraje.
Vs.
Maruti Mane and anr.,

Defendant No.4 has filed the present application for setting aside 'no written statement' order passed against it. The plaintiff has filed his say and objected the application.

2. Perused the application, say and record. On perusal of record, it appears that on 24/04/2025 the suit proceeded without written statement of defendant No.4. However, it has not filed its written statement within the stipulated period. Now, it is alleged by the defendant that due to their official work and non-availability of information from concern office, it could not file written statement within prescribed period. It appears that the application of the defendant is supported by affidavit. Therefore, it appears that the reason mentioned by the defendant in its application for setting aside no written statement order is sufficient. Moreover, it appears that the plaintiff has filed the present suit for specific performance of contract and injunction. Therefore, the important rights of the parties are involved in the present suit. Therefore, it is just and proper to give an opportunity to defendant no.4 to file its written statement. In the result, I pass following order.

ORDER

1. Application (Exh.21) is allowed and no written statement order passed against defendant No.4 is set aside.
2. The written statement of defendant No.4 be taken on record.

Jaysingpur.
Date : 11/09/2025.

(P. A. Patil),
Jt. Civil Judge Senior Division,
Jaysingpur