

MHKO070024132024



ORDER BELOW EXH.12 IN Sp.C.S.

NO.89/2024.

Mahavir Patil.

Vs.

Devgonda Patil.

The defendant No.1 has filed the application for condonation of delay to file written statement. 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 07.12.2024 the defendant No.1 appeared before the Court. However, he has not filed his written statement within stipulated period. Now it is alleged by the defendant that, due to illness he could not file his written statement within prescribed time. It appears that the application of the defendant is supported by affidavit. Therefore, it appears that the reason mentioned by the defendant in his application for condoning delay is sufficient. Moreover, it appears that the plaintiff filed present suit for specific performance 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 the defendant No.1 to file his written statement. In the result, I pass following order.

ORDER

1. Application (Exh.12) is allowed.
2. The written statement of defendant No.1 be taken on record.

Jaysingpur.

Date : 22/07/2025.

(P. A. Patil),

Jt. Civil Judge Sr.Dn.,Jaysingpur