



ORDER PASSED BELOW EXH.20
IN REGULAR CIVIL SUIT NO.74/2023

[CNR No.MHKO090000982023]

Perused application and say. Heard Ld. Advocates for both sides. The application is filed by defendant no.3 for setting-aside No WS order and to condone delay in filing it. The defendant no.3 has appeared in the suit after service of summons, but did not file its written statement within 90 days. Hence, this application is filed.

2. Various grounds are raised in the application, the documents were not available and hence the written statement could not be prepared, the delay is not deliberate one. On the other hand, it is submitted that all these reasons are false one.

3. After considering the reasons and nature of the suit, I find that opportunity is to be granted to the defendant no.3 to file the written statement. The defendant no.3 is a State party. Objection of the application may also cause undue hardship on it and may also create multiplicity in the proceeding. Hence, it can be taken on record. Hence, the following order :-

ORDER

- 1] The application is allowed.
- 2] The No WS order passed against defendant no.3 is set-aside and its written statement will be taken on record.

Sd/-

Place : Gadhinglaj.
Date : 14.02.2024.

(G. V. Deshpande)
Civil Judge Sr.Dn., Gadhinglaj