

ORDER BELOW EXH- 121.

Perused application and say. Heard counsel for both sides while filing an application and say.

2. Defendant no.2/B contended that, on 16.06.2025 W. S. defendant no.2/B has been accepted. Defendant no.1 to 4 have filed W. S. at Exh.19. That time, he is minor defendant no.4. Now he become major and intend to contest the suit as own. Counsel for plaintiff opposed the application on ground of delay and prayed to impose cost of Rs.500/- or prayed to reject the same.

3. It is not disputed that, defendant no.4 is now major. Previously, he filed application at Exh.117 along with defendant no.2/B. However, neighter contended his majority ground therein. Therefore, it has been allowed to the extent of defendant no.2/B. Through this application, he prayed for the same and filed copy of his W. S.

4. As per record, defendant no.4 become major and necessary amendment carried on 16.06.2025 and thereon defendant no.4 filed this application. Previous common application filed by this defendant not accepted on ground of incomplete contention. Now defendant no.4 is major. He having right to contest the suit as per his choice. Considering his age of majority and necessary compliance made by plaintiff, it could not conclude that, defendant no.4 filed this application at belated stage.

5. This is suit is for declaration & perpetual injunction. Valuable

property rights of defendants involved in it. The W. S. of defendants is just for final decision of suit. No prejudice would be caused to the plaintiffs, if application allowed. Further, plaintiffs not strongly opposed to the application. Thus, I pass following order,

ORDER

1. Application is allowed, no order to cost.
2. W. S. of defendant be R & R and marked at Exh.122.

(R. P. Thore)

J.O.Code No.MH02897
Civil Judge, Junior Division,
Ajara.

Place- Ajara.

Date- 19.08.2025.

