

ORDER BELOW EXH- 41.

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

2. It is contention of defendant no. 1 to 4 & 8 to 14 that, they were resided at different places and therefore could not able to collect documents and in result failed to file their W. S. within time. However, they could not filed any document to support their contention. It clearly falsify their contention. Further, they specifically not pleaded the delay caused by their to file W. S. As per record, they have caused more than 3 months delay from permitted time.

3. This is suit for partition. Valuable property right of present defendants are involved in this suit. The W. S. of defendants is just for final decision of suit. They have filed copy of their W. S. with this application. No prejudice would be caused to the plaintiff, if application allowed. Further, plaintiff not strongly opposed to the application. Thus, I pass following order,

ORDER

1. Application is allowed, no order to cost.
2. The delay caused by defendants to file W. S. is hereby condoned.
3. W. S. of defendant no. 1 to 4 & 8 to 14 be R & R and marked at Exh.42.
4. Parties to take note.

Place- Ajara.
Date- 02.01.2026.

(R. P. Thore)
J.O.Code No.MH02897
Civil Judge, Junior Division,
Ajara.