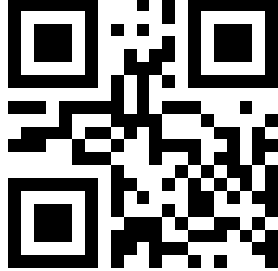


<p><u>MHKO190002052024</u></p> 	<p><u>ORDER PASSED BELOW EXH. 17</u></p> <p><u>IN</u></p> <p><u>R.C.S. 79 of 2024</u></p> <p><u>(Ashok Shankar Patil Vs Rajaram</u> <u>Shankar Patil Deceased)</u></p> <p><u>[Date:07/05/2025]</u></p>
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Defendant Nos.1A, 1C, 2 to 6 have filed application for condonation of delay caused for filing written statement (In-short 'WS') at Exh.17. They contended that the delay caused is due to the compromise talks taking place between them.

2. Plaintiff opposed the application (Exh.17) by filing say on the overleaf of the application. Advocate for the plaintiff argued that the contents of the application are false and hence, the application is liable to be rejected.

3. Perused the record. The present suit is instituted for partition and separate possession. In the interest of justice, a fair opportunity should be given to defendants to contest the suit by filing WS and say. No prejudice would be caused to the plaintiff if the application is allowed. Also, it would facilitate the court to arrive at proper conclusion and decide the suit on merit if the application is allowed.

4. In the light of above discussion and in the interest of justice, the court is inclined to allow the application. The delay

caused should be compensated by paying costs. In the cumulative, the following order is passed:

**ORDER**

1.	The application (Exh.17) is allowed on following conditions.
2.	The delay caused for filing written statement and say be condoned subject to payment of costs of Rs. 500/- (Rs. Five Hundred Only) by defendant Nos.1A, 1C, 2 to 6 payable to the plaintiff on or before next date.
3.	The written statement and say of defendant Nos.1A, 1C, 2 to 6 be read and recorded after payment of costs amount.

sd/-

Radhanagari

(N. P. Kakade)

Date : 07-05-2025

Jt. Civil Judge Junior Division

Radhanagari.