

MHKO190007582019



ORDER PASSED BELOW EXH.9

IN

R.C.S No.176/2019

Ananda Tukaram Dongle etc. 3 Vs. Tukaram Doulu
Sankpal

(Date:26/04/2024)

The defendant has filed the present application for condonation of delay and granting permission to file written statement.

2. Plaintiffs have filed their say on the overleaf of this application and strongly opposed the application.

3. Heard both the sides. Perused the record. It appears that plaintiffs have filed present suit for the relief of partition. The subject matter of the present suit is an immovable property. The valuable right of the defendant is involved in it. If the suit is proceeded without written statement of the defendant, then it would be cause prejudice to his rights.

4. Considering the above said discussion, I am of the view that delay is to be condoned and permission is to be granted to file his written statement. For delay, costs of Rs.300/- is to be saddled upon the defendant. In the result, I pass following order.

- ORDER -

1. The application below Exh.9 is allowed.

2 The delay is hereby condoned and the defendant is permitted to file his written statement on record subject to costs of Rs.300/-(Three Hundred only) payable to plaintiffs on or before next date.

3. Parties to comply accordingly.

Date:25/04/2024

(D. M. G. Malidwale)
Civil Judge Junior Division,
Radhanagari.