

:: Order below Exh. 14 ::

01. This is an application by the defendant to allow him to file written statement as statutory period of 90 days expired. As per the defendant on 24-08-2018 and 21-09-2018 the presiding officer of the Court was on leave, therefore, he could not file written statement on that day. Hence, prayed to allow the application. Application is opposed by the plaintiff on the ground that, the defendant intentionally avoided to file written statement and there is no sufficient reason cited by the defendant. Hence, prayed to reject the application.

02. Absence of presiding officer is not a ground for non filing of written statement. The reason cited by the defendant is not sufficient to allow him to file written statement. However, interest of justice requires the defendant should be given opportunity to contest plaintiff's claim by filing written statement. There would be no prejudice to the plaintiff. On the other hand, it would facilitate to decide the dispute between parties on merits. Delay caused by the defendant admits compensation in terms of costs. Hence, in the interest of justice, following order is passed.:

:: Order ::

- 1) Application is allowed;
- 2) Defendant is permitted to file written statement subject to cost of Rs. 1,000/- (Rs. One thousand only) payable to the plaintiff.

Date : 03-01-2019.

Sd/-
(U. B. Kalapagar)
Civil Judge Junior Division,
Deoni.

Reg. Civ. Suit No. 31/2018.
CNR No. MHLA160001462018

I affirm that the contents of the P.D.F. file order are same, word to word, as per the original order.

Name of the Stenographer	M.Y. Wadiwale.
Name of the Court	Shri.U.B.Kalapagar, Civil Judge Jr. Division, Deoni.
Date of Dictation	03/01/2019
Order signed by the P.O. on	03/01/2019
Order uploaded on	03/01/2019