

:: Order below Exh. 16 ::

01. This is an application by the defendant Nos. 1 to 4 for setting aside no written statement order. As per the defendants, they could not collect some important documents within time, Hence, they could not file their written statement within time. The delay caused to file the written statement is not intentional. Application is opposed by the plaintiff on the ground that, the defendants have not cited any satisfactory reason for not filing written statement within time and they are intentionally prolonging the matter. Hence, prayed to reject the application.

02. Perused record. Suit is in respect of immovable property. In order to decide the dispute on merits, defendants needs to be given opportunity to contest the suit by filing written statement. There would be no prejudice to the plaintiff. On the other hand, it will allow to decide this suit on merits. Delay caused to the plaintiff can be compensated in terms of costs. Hence, following order.:

:: O r d e r ::

- 1) Application is allowed.
- 2) No written statement order passed against defendant Nos. 1 to 4 is set aside subject to cost of Rs. 1,000/- (Rs. One thousand only) payable to the plaintiff.

Date : 04-02-2020.

(U. B. Kalapagar)
Civil Judge Junior Division,
D e o n i.

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.
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Reg. Civ. Suit No. 40/2019.
CNR No.MHLA160002632018

Name of the Court	Shri.U.B.Kalapagar, Civil Judge Jr. Division, Deoni.
Date of Dictation	04/02/2020
Order signed by the P.O. on	04/02/2020
Order uploaded on	04/02/2020