

**Regular Civil Suit No.110/2018**  
**CNR:MHNS13-001067-2018**

**Order Passed Below Exh. 18**  
**Hukumadevi Vs. Nanubai Babu & Ors.**

Read the application and say filed by the plaintiff. Perused record. Heard the learned advocate Shri. R.T. Chavan for the defendants and learned advocate Shri. A.S. Lodha for plaintiff.

2] The present application is filed by defendants no. 2 to 6 for condonation of delay to file written statement on record. It is submitted on behalf of the defendants no. 2 to 6 that, due to inadvertence they failed to file their written statement within limitation period. It is further submitted by the defendants no. 2 to 6 that, they will suffer irreparable loss, if they were not permitted to file their Written Statement on record by condoning the delay. Hence, the present application.

3] By filing say, the plaintiff given no objection to file the Written Statement subject to costs of Rs. 2000/-.

4] Perused the matter on record. In view of contentions of the defendants no. 2 to 6 there is a possibility of inadvertence due to which they could not file the Written Statement on record. Further it is important to note that, plaintiff can be compensated by imposing costs. Considering the nature of suit, satisfactory grounds in the application and in the interest of justice, it would be worthwhile to allow the application filed by the defendants no. 2 to 6 for the purpose of determining the real question in controversy between the parties. Hence, the order.

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**ORDER**

- 1] Application (Exh.18) is partly allowed.
- 2] Delay to file Written Statement of defendants no. 2 to 6 is hereby condoned.
- 3] Defendants no. 2 to 6 are allowed to file their Written Statement on record subject to payment of costs of Rs. 200/- payable to plaintiffs.

Date : 08/08/2019

Sd/-  
(S. N. Hurgat)  
Joint Civil Judge Junior Division,  
Pimpalgaon (B)

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