

Order below Exh. 15 in R.C.S. 50/2017.

1. The defendants no. 1, 9, 10, 16 and 17 have filed this application and prayed to condone the delay in filing written statement and say. Present application is resisted by the plaintiff and prayed for allowing the application subject to heavy cost.

2. Heard both the sides. The present suit is filed for declaration and perpetual injunction. Considering the facts of this case, it is necessary to allow them to file written statement so that suit could be decided on merit. It will not cause any prejudice to the plaintiff. It is true to note that the delay certainly could have caused hardship to the plaintiffs. Therefore, though not heavy, but certain cost is required to be given to them. In this situation, I am of the opinion that Rs. 1000/- will be sufficient to meet the sufferings of the plaintiffs. Hence, I proceed to pass following order :

ORDER

1. Application below Exh. 15 is allowed subject to cost of Rs. 1000/- which is to be paid to the plaintiffs jointly by the defendants no. 1, 9, 10, 16 and 17.

Date: 26.03.2018.

(S. P. Kulkarni)
2nd Jt.Civil Judge (Jr.Dn.),
Chandwad, Dist. Nashik.

R.C.S. 50/2017.
Order below Exh. 15.