

ORDER ON EXHIBIT No.14.

(Passed on 25.11.2024)

1. This is an application filed by the non-applicants for permitting them to file their written statement by setting aside No W.S. / No Say order and by condoning the delay caused. Non-applicants submitted that, after service of notice they were present in the Court, but, thereafter, they could not file written statement on record within stipulated period. Therefore, No Say order passed against them on 19.10.2024. Today they are ready to file the same. Hence, delay for filing written statement may kindly be condoned and they may kindly be permitted to file their written statement.

2. On the other hand, counsel for applicant, objected this application and submitted that, non-applicants were present in the Court through their advocate on 27.06.2024 but thereafter only to prolong the matter they deliberately filed this application after limitation. Due to the act of non-applicants, applicant and her minor son are living their life in bad condition therefore prayed to reject this application along with heavy costs.

3. I have perused the application, Say filed thereon and also gone through the record of this proceeding. It is a matter of record that, there is a delay for filing written statement. But, now non-applicants are ready to file their written statement. Hence, to decide the matter on merit and to prevent multiplicity of proceeding, I am of the view that, one opportunity need to be granted to non-applicants and delay for filing written statement may be condoned and they be permitted to file their written

statement by imposing cost as a condition precedent. Hence, the following order.

ORDER

- 1- The application is allowed.
- 2- The delay caused by non-applicants for filling their written statement is hereby condoned and the No W.S. order passed against them is hereby set aside and they are permitted to file their Written Statement on record.
- 3- Non-applicants shall pay a cost of Rs. 500/- to be given to applicant, as a condition precedent.

Place: Chandwad.
Date : 25.11.2024.

(Prasad B. Joshi)
Civil Judge Junior Division,
Chandwad.