

Order below Exh.43 in R.C.S.No.209/2023
(Kamal Vs. Alka and Ors.)

Read the application. No say filed on it. Heard the learned counsel for both side. By the application, defendant No.4 sought permission to file his written statement by condoning delay of around 3 months. It is stated in the application on oath that, defendant No.4 has not been personally served with suit summons. He su-moto appeared in the suit. He sought permission to file his written statement to have meritorious decision of the suit. I find substance in the contention that, defendant No.4 has yet to be served with suit summons. The record does not find the service report with regard to defendant No.4. Defendant No.4 appears to have su-moto appeared in the suit and sought permission to file his written statement. Hence, permission as prayed is liable to be allowed, and accordingly it is allowed.

Sd/-xxx

Date : 02.04.2024.

(M. M. Gadiya)
Civil Judge S.D., Sinnar.