

ORDER PASSED BELOW EXH. 24 IN R.C.S.No. 908/2022.
Ravindra ..V/s.. Sanjivani & Ors.

This is an application filed by defendant Nos. 1 & 2 for grant of permission to file their written statement.

- 2) Heard Ld. counsel for defendant nos. 1 & 2 Shri.D. F. Gaikawad and Ld. counsel for plaintiff Shri. B. N. Lomte
- 3) Perused the application, say and record.
- 4) The record of the present case discloses that summons was duly served on defendant nos.1 & 2. Despite that they failed to file their written statement within stipulated period.
- 5) The Ld. counsel for defendant nos.1 and 2 Shri. D. F. Gaikawad vehemently submitted that they could not file written statement due to old age. The reason is bonafide. Therefore, to decide the matter on merit and to have fair opportunity and in the interest of natural justice it is proper to grant permission as sought for. The present application is supported by the written statement and say of the defendants. Thus, in the interest of justice and to have fair trial, I proceed to pass the following order.

ORDER

1. Application is allowed subject to payment of costs of Rs. 300/- to be payable to the plaintiff on or before next date.
2. The concerned clerk is directed to take the written statement of the defendant nos. 1 and 2 on record after compliance of clause No.1.

Kallam.
Date-11/12/2024.

(R.P.Bathe),
Jt.Civil Judge, J.D., Kallam.

CERTIFICATE

I affirm that, the contents of this P.D.F. file judgment are same, word to word, as per the original judgment.

Name of Stenographer	---	Shri. D. B. Nikam
Court	---	Jt. C.J.J.D. & J.M.F.C. Kallam
Date	---	11/12/2024
Order signed by the Presiding officer on	--	11/12/2024
Order uploaded on	—	12/12/2024