

ORDER BELOW EXH.19 IN R.C.S.NO.157/2016

Present application has been placed on behalf of defendant no.3 with prayer to condone the delay caused for submission of his written statement along with permitting him to submit his written statement. Plaintiffs have resisted the application by filing their say. Perused the application and say. Heard learned advocates appearing on behalf of both the parties. From the record, it appears that the delay of 43 days has been caused for submission of written statement. However, the grounds as contended in application appears to be justifiable and well founded. On perusal of plaint, it appears that through present suit the plaintiffs have sought the relief of perpetual injunction against the defendants including present defendant. Considering the involvement of immovable property in the suit and the nature of relief sought by the plaintiffs against the defendants including present defendant, it is desirable to give an opportunity of being heard to defendant no.3. In order to decide the present suit on merit and to give fair opportunity of being heard to the defendant no.3, the defendant no.3 is required to be permitted to submit his written statement. Hence, I pass following order :-

: **ORDER** :

1. Application is allowed.
2. Delay as caused for submission of written statement is hereby condoned and defendant no.3 is permitted to submit his

written statement, subject to cost of
Rs.500/-, payable to the plaintiffs.

Ghodegaon

Date :- 29/08/2019

(Hamid J. Pathan)

Civil Judge, J.D., Ghodegaon.

CERTIFICATE

I affirm that the contents of this PDF file are word to word correct as per original Order.

Name of the Steno	: R.B.Waghmare.
Name of the Court	: Judicial Magistrate(F.C.) Court,Ghodegaon
Date of Order	: 29.08.2019.
Date of PO Signed	: 29.08.2019.
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