

MACP No.246/2017

CNR No. MHRG01002931-2017

Ramnaresh & Anr. Vs. JCC India Pvt. Ltd. & Anr.

ORDER BELOW EXH.29

01. This is an application filed by the opponent No.2 for condonation of delay in filing written statement.

02. It is contended by the opponent No.2 that, it being a corporate body files are routed from one table to another and time was consumed in obtaining instructions, obtaining papers by investigation, allotment of brief to the advocate on panel and give instructions to prepare the written statement. In such circumstances, the written statement and say could not be filed within prescribed period of limitation. Hence, it is prayed that in the interest of justice and considering the reasons permission be granted to file written statement-cum-say.

03. The applicant strongly resisted the application by filing say.

04. Heard both the advocates and perused the material on record. It is a matter of record that on 11/04/2024 the notice is served upon opponent No. 2 by RPAD and it appear through their advocate on 07/06/2022 but thereafter from time to time, time was granted to file the written statement-cum-say. But it failed to file written statement-cum-say.

05. It is contended by opponent No.2 that, the time consumed in obtaining instructions, papers of investigation,

instructions regarding 64-VB, allotment of brief and other administrative and other difficulties. Hence, the written statement-cum-say could not be filed in time. Ashalata V. Pawar has filed an affidavit in support of the application. Thus, due to administrative and other difficulties opponent No.2 could not file written statement-cum-say within time. However, the matter is relating to award just and fair compensation to the applicants and therefore it appears necessary to allow the opponent No.2 to set up its defence by filing written statement-cum-say. Hence, I pass following order -

ORDER

1. Application at Exh.29 is allowed.
2. The permission is granted to opponent No. 2 to file written statement-cum-say by condoning delay.
3. No order as to the costs.

Alibag,
Date :- 02/01/2024.

(N.K. Maner)
Ex-officio Member, M.A.C.T.,
Raigad-Alibag.