



Regular Civil Suit No.13/2019

Shri. Nandkumar Pandurang Raut

Vs.

Smt. Shaila Rongya Salokhe & Ors.

ORDER BELOW EXHIBIT 33

This is an application filed by defendant Nos.1 & 2 for condonation of delay for filing their written statement on record.

02. Defendants in the said application have stated that, they are uneducated, they cannot read documents, therefore, they cannot collect necessary documents and information from Government department related to the suit. Therefore, they could not file their written statement within time. Hence, defendants have prayed to allow the application by condoning the delay.

03. The learned advocate for plaintiff has filed his say and contended that, reasons mentioned in the application are false. No documents attached with the application. Hence, prayed to impose the costs of Rs.5,000/- on defendants.

04. Perused the application and say. Perused the record of the case. For the purpose of deciding the real controversy between parties, it is necessary to have the written statement of defendants on record. Perused the roznama. It appears that, there is delay to file the written statement of defendants. Considering reasons as stated in

the application, the application deserves to be allowed. No prejudice will be caused to the plaintiff, if the application is allowed. Negligence on part of the defendants can be compensated in terms of money. Hence, I proceed to pass following order :

ORDER

- 1) The application is allowed, subject to costs of Rs.1000/- (Rupees one thousand).
- 2) Delay to file written statement of defendant Nos.1 & 2 will be condoned after payment of costs.
- 3) Written Statement of defendant Nos.1 & 2 will be read and recorded on payment of costs to be paid to the plaintiff on or before next date.

Place – Karjat
Date - 04/11/2024

(Smt. A. S. Wadkar)
Civil Judge, J.D., Karjat,
District - Raigad