

ORDER BELOW EX.46 IN R.C.S.24/2015

Perused application. This is an application filed on behalf of defendant no.s 1 to 6 and 8 to 13 for condoning the delay caused for filling W.S. It is submission of defendants that they could not collect the relevant documents to file W.S. due to this reason delay of 100 days was caused. Now by this application they prayed to condon delay. It is their submission that if the W. S. is not taken on record, irreparable loss will caused to them. They filed affidavit in support of his application below Exh.47 of Shri. Damu Kambari.

2 Plaintiff has not objected the application.

3 Perused the affidavit. Considering the reason mentioned in the application I am of the opinion that to avoid multiplicity of proceeding and in the interest of natural justice the application be allowed. But due to act of defendants delay of 100 days was caused for the proceeding. Therefore, defendants are liable for cost. Hence the order -

ORDER

- 1) Application is allowed with cost of Rs.500/- .
- 2) After paying cost defendant no.s 1 to 6 and 8 to 13 to file their Written Statement.

Karjat.
Date : 23/06/2016

(S.B.Yadav)
Jt.Civil Judge Jr.Divn., Karjat.