

**Regular Civil Suit No.62/2024**

**ORDER BELOW EXHIBIT 16**

This is application filed by defendant No.1 for condonation of delay for filing his written statement on record.

02. The defendant in the said application has stated that due to non availability of documents, the defendant could not file his written statement within time. Hence, there is delay of 146 days to file the written statement. It is necessary to file the written statement of the defendant on record. If he is not permitted to file written statement, he will suffer irreparable loss. Hence, the defendant has prayed to allow the application by condoning the delay.

03. Plaintiffs have filed their say and submitted that This application is filed by the defendant in order to prolong the matter. The defendant has not filed his written statement within time deliberately. Hence, prayed to reject the application and if allowed, then imposed heavy cost on the defendant.

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 the defendant on record. Perused the roznama. It appears that, there is delay to file the written statement of defendant. 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. Delay can be compensated in terms of cost. Hence, I proceed to pass following order :

**ORDER**

- 1) The application is allowed subject to payment of cost of Rs.200/- (Rs. Two hundred) to be paid to plaintiffs on or before next date.
  
- 2) Delay will be condoned after payment of cost mentioned as above.
  
- 3) Written statement and say of defendant No.1 will be read and recorded after payment of cost mentioned as above.

Place – Karjat  
Date - 18/07/2025

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