

**:: Order passed below Exh.No.71 in R.C.S.No.84/2016 ::**  
**(Yogesh Shaha Vs. Arvindlal Shaha & Ors. )**

This is an application filed by defendant nos.6/1 to 6/5 for condonation of delay to file written statement on record. It is averred that, due to unavailability of some document they could not be filed their written statement within statutory period. Therefore, they prayed for to condone the delay for filing written statement and to accept his written statement on record.

2. The plaintiff has filed say on Exh.71 and submitted to pass necessary order as per law.

3. Perused the application and say. Heard both sides. Perused the record of the case. In order to decide the matter on merit, I find it essential to give fair opportunity to defendants. Negligence on part of defendants can be compensated in monetary terms. Hence, I pass the following order.

**:: O R D E R ::**

- 1) The application Exh.71 is allowed subject to the cost of Rs.2,000/- (Rupees Two thousand only) .
- 2) The delay to file Written Statement is condoned.
- 3) The Written Statement of defendant nos.6/1 to 6/5 will be read and recorded on payment of cost of Rs.2000/- (Rupees Two Thousand only) to the plaintiff on or before next date.

Date : 05/07/2022.

( **Sau. Sujata R. Shinde** )  
Civil Judge Junior Division,  
Karjat, Dist-Raigad.