

MHRG110010772021



**ORDER BELOW EXH. 12 IN R. C. S. NO. 86/2021**  
**( Passed on 08.07.2022)**

This application filed by the defendant for permission to file written statement on record. The defendant file this application along with the copy of written statement.

2. The plaintiffs filed say and opposed to the application on ground that, the reason shown in the application is not relevent. If application is allow the heavy costs awarded to the plaintiffs.

3. Heard leaned counsel of both sides at sufficient length.

4. On perusal of record. It is seen that, the defendant failed to file written statement on record within stipulated period. The reason is given for causing delay for filing written statement on record is pandemic situation due to corona virus. It is true that, situation was quite serious at the time of filing written statement on record.

5. Matter is at initial stage, no purpose will be served by the rejecting said application, at this juncture, it is necessary to allow the defendants to file written statement on record, for contest said matter on merit. If, the defendant is not allowed to file written statement then he is unable to put forth their defence. If, the defendant is allowed to file written statement on record then it will cause no prejudice to the plaintiffs, it is helpful in adjudication of

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matter on merit and to avoid multiplicity in the proceeding. So far as, delay in filing said application is concerned, by awarding costs to the plaintiffs, it will suffice the purpose. Hence, in the interest of the justice, I pass following order.

**ORDER**

1. Application at Exh. 12 is allowed subject to costs of Rs. 200/- (Two Hundred Rupees only) be paid to plaintiff on or before next date.
2. The written statement of the defendants be taken on record on payment of above cost.

Mangaon,  
Date : 08.07.2022

(G. C. Fulzalke)  
Civil Judge Junior Division,  
Mangaon, Dist. Raigad.