

MHRG140025152023



R.C.S. 190/2023

Order below Exh. 21

This is an application to condone delay in filing Written Statement.

2. Defendants no. 1 and 2 have preferred this application on the ground that they are served with summons and appeared in the suit on 11.03.2024. However, due to personal problems, they could not file written statement in time. Therefore, there is delay of 97 days in filing written statement. Hence, they prayed to allow the application.

3. Application is strongly opposed by the plaintiff on grounds that the application is false and bogus. Necessary documents were provided at the time of service of summons. Hence, they prayed to reject the application with heavy costs.

4. Perused the application and record. It is seen that there is delay of 97 days to defendant no. 1 and 2. However, in the interest of justice, opportunity needs to be given to these defendants for just decision of the case on merits. Moreover, to put the suit at stake, an opportunity needs to be granted to defendants so as to contest the suit. However, delay needs to be compensated. Hence, the application is allowed subject to payment of costs of Rs. 200/-.

Uran,
Date : 18.09.2024

(L.B.M.M.A. Syed)
Civil Judge, J.D., Uran