

Order below Exh. 25 in R.C.S. No.10/2026

CNR No. MHRT060000442026

Defendant has sought set aside of '*No Written Statement Order*' passed against him. He contented that, due to unavailability of documents, he could not file his written statement within limitation. Hence, he prayed for set aside No WS order passed against him and permission to file his WS on record.

2. The plaintiff has filed his say on overleaf of the application and contented that, application may not be allowed, if allowed it be subject to heavy cost.

3. Perused application, say and record. Heard arguments of both sides.

4. Undoubtedly, after service of summons sufficient opportunity was available to defendant to file written statement. The period for filing Written statement is over. However, opportunity of contesting the suit by filing written statement is essential for ensuring opportunity of hearing and decision on merit. It is further essential for avoiding multiplicity of litigation. Therefore, in the interest of justice, it would be proper to allow the application. Hence, I pass following order:

ORDER

- 1) The application is allowed.

2) No written statement order passed against the defendant is set aside and permission to file his WS is granted.

Sd/-***

Dapoli.

(P. S. Warke)

Date:- 02/07/2026.

Jt. Civil Judge, J.D., Dapoli

CERTIFICATE

I affirm that the contents of this PDF file Judgment/Order are same words as per original Judgment.

Name of Stenographer	Shri. V.V. Bamane
Court Name	Jt. Civil Judge J.D. Dapoli.
Date of Judgment	02.07.2026
Judgment Signed by P.O. on	02.07.2026
Judgment uploaded on	02.07.2026