

ORDER BELOW EXH.13

Perused the application. This is for condonation of delay in filing Written Statement on record and for setting aside 'No W.S.' order passed against defendants No. 1 and 2.

02. It is contended that defendants No. 1 and 2 could not file their Written Statement on record within stipulated period because they were unable to visit a Lawyer and provide him information and documents relating to the suit. There was a delay of 45 days by defendant No. 1 and 41 days by defendant No. 2 in filing the Written Statement. Now, they prayed for condonation of such delay and for setting aside 'No W.S.' order passed against them.

03. On the other hand, plaintiff filed his say at Exh. 20 and opposed the application contending that application is false and frivolous. There is no genuine reason to this application. Hence, he prayed for rejection of the application with cost.

04. Heard Ld. Advocate of plaintiff. Defendants No. 1 to 3 have filed their written notes of arguments at Exh. 35. Perused the record. '*Audi alteram partem*' – both parties should be heard is the basic principle of natural justice. Two demand requests for condonation of delay and setting aside 'No W.S.' order passed against defendants No. 1 and 2 are in one and same application. The suit is of 2024. In order to speedy disposal, in order to decide the suit on merits and in the interest of justice, considering delay period in present suit, I pass following order :-

ORDER

1. The application is allowed, subject to cost of Rs. 300/- each from defendants No. 1 and 2 for condonation of delay and Rs. 300/- each from defendants No. 1 and 2 for setting aside 'No W.S.' order passed against them, be credited to the Government.

2. Delay of 45 days by defendant No. 1 and 41 days by defendant No. 2 in filing the Written Statement, mentioned in the application is hereby condoned.
3. 'No W.S.' order passed against defendants No. 1 and 2 is hereby set aside.
4. Defendants No. 1 and 2 are allowed to file their Written Statement on record on or before next date after depositing above said cost amount.

Date:15/07/2026

Place: Lanja.

(S. R. Joshi)
Civil Judge Junior Division,
Lanja.

CERTIFICATE

I affirm that the contents of this pdf file Order are same words as per original Order,

Name of the Stenographer: S. D. Chavan

*Court Name: Civil & Criminal Court, Lanja,
Dist.Ratnagiri,*

Date of decision : 15/07/2026.

Judgment/Order signed by P.O.on : 15/07/2026.

Judgment/Order uploaded on : 15/07/2026.