

Smt. Rutuja Mahesh Gurav etc. 3

Claimants

Vs.

Shri. Yashwant Shankar Mungekar etc. 3

Respondents.

Order below Exh. 20

(Dated 02.02.2023)

1. This is an application filed by respondent No.3 seeking permission to file his written statement and say on record.
2. Claimants strongly resisted this application by filing their say on it and prayed for its rejection
3. Perused the application and say filed by the claimants. Heard Ld. Advocate Smt. D. M. Rasal for the respondent No.3 and Ld. advocate Shri. S. S. Sheth for the claimants at length. Perused the record. In spite of sufficient opportunity, the respondent No.3 failed to file his written statement and say and hence, the matter came to be posted for passing no written statement order. By this application the respondent No.3 is seeking permission to file his written statement and say on the ground that due to Covid-19 pandemic he could not file the same. The reason given by the respondent No. 3 appears to be reasonable and sufficient. This is a claim petition. If the respondent No.3 is not granted permission to contest this petition on merits then it will adversely affect the rights of respondent No.3 and the same will also amount to multiplicity of proceeding. Considering the reason given by the respondent No.3, in my

opinion it would not be proper to saddle any costs on him. Therefore, this application deserves to be allowed in the interest of justice. Hence, the following order.

ORDER

1. Application Exh. 20 is allowed.
2. Permission is granted to respondent No.3 to file his written statement and say on record.
3. Written statement and say filed by the respondent No.3 along with this application be taken on record and marked as exhibit.

Date : 02.02.2023.

(N. S. Momin)
Member of MACT, Chirolun