



Order below Exh. 24 in
Regular Civil Suit No.10/2021

[Virendrasinh Shitole Vs. K.B.Sawant & Sons & Ors.]

This is an application filed by defendant nos.1 to 3 for setting aside the “no written statement” order passed against them on 13/03/2023 below Exh.1.

(2). The said application is strongly resisted by plaintiffs through their say at Exh.27. They contended that, no proper reason has been given, therefore, the application deserves to be rejected, if allowed, then it should be with heavy cost.

(3). Perused application, say and record and proceeding. It transpires that, the defendant no.1 is a Firm and defendant nos.2 and 3 are its partners. Due to some personal and business reasons they could not file their written statement within time. Moreover, it is submitted that, the counter suit is pending with this Court bearing R.C.S.No.407/2018. It is further pointed out that, the dispute and nature of both these suits are common. In view of this, it would be proper to allow the present application, so that, both these matters be tried together to avoid any contrary decree in these matters. Hence, in the interest of justice, the present application deserves to be allowed. Hence, the following order.

ORDER

(1). The application at Exh.24 is hereby allowed.

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- (2). The written statement annexed along-with this application be taken on record and be marked exhibit.
- (3). No order as to costs.

Sangli.
Date:-07/12/2023.

Sd/xx
(M.M.Rao)
Civil Judge Sr.Dn., Sangli.

CERTIFICATE

I affirm that, the contents of this P.D.F file are same, word to word as per the original order.

Name of Stenographer : G.S.Parve
Court : Civil Judge Sr.Dn., Sangli
Date : 07/12/2023
Order signed by the Presiding Officer on : 07/12/2023
Order uploaded on : 07/12/2023