

Order below Exh.31 in RCS No.47/2025:-

01. Perused application filed by defendant nos.1,3 to 4 for setting aside no written statement order along with affidavit of defendant no.1 at Exh.32. The plaintiff filed say at Exh.34 and resisted the application for want of proper reason and inordinate delay. On perusal of roznama, it appears that no written statement order is not passed below Exh.1 against defendant nos.1,3 to 4 but defendant nos.1,3 to 4 failed to file written statement within limitation period.

02. Heard both sides. Rights of both parties are involved in present case. Considering the reasons mentioned in the application, it seems that the application deserves to be allowed in order to adjudicate the present case effectively. Hence, it is necessary to allow present application in the interest of justice by imposing costs. Therefore, I pass the following order-

i) The application at Exh.31 is allowed subject to costs of Rs.300/- payable to the plaintiff and delay in filing written statement of defendant nos.1,3 to 4 stands condoned on payment of costs.

ii) The written statement of defendant nos.1,3 to 4 be taken on record after payment of costs.

Place: Kadegaon
Date: 05-07-2025

(Madhavi R. Patkar)
Civil Judge (J.D.) Kadegaon