

Order below Exh.12 in RCS No.85/2025:-

01. Perused application filed by defendant no.3 for setting aside no written statement order along with affidavit of defendant no.3. The plaintiff filed say overleaf Exh.12 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 no.3.

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.12 is allowed subject to costs of Rs.200/- payable to the plaintiff and delay in filing written statement of defendant no.3 stands condoned on payment of costs.

ii) The written statement and counter-claim of defendant no.3 be taken on record after payment of costs.

Place: Kadegaon

Date: 24-11-2025

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