

Order below Exh.20 in RCS No.149/2024

1. Defendant Nos.10 and 11 have filed this application for setting aside the “No written statement” order passed against them.
2. Heard both the sides. Perused the application and say to the application.
3. Admittedly, there is delay of 65 days in not filing of the written statement. Reason stated, for not filing of the written statement within 90 days, is due to unavailability of documents. This reason is opposed. Defendant Nos.10 and 11 have not specified as to which documents they could not get within time for filing of the written statement. However, participation of these defendants in the trial of the suit is must in order to arrive at the just decision of the case. Hence, the application is required to be allowed, however, with a compensatory costs. Hence, the order.

A- The application is allowed subject to each defendant i.e. defendant Nos.10 and 11 paying costs of Rs.100/- to the plaintiff.

Date : 23.10.2024

**Swayam S. Chopda.
Jt. C.J.J.D., Pandharpur.**