

**Order below Exh.24 in R.C.S. No.406/2022**

The present application is filed by the defendant No.2 and 3 seeking condonation of delay in filing written statement and permission to file written statement on record. It is the contention of the defendants that they are illiterate and agriculturists, they are not having knowledge about the court work therefore, three months delay is caused to file written statement. The said delay is not intentional. Hence they prayed to allow the application.

2. The plaintiff has filed say and resisted it on the ground that the reasons mentioned in the application are not proper. The defendants have intentionally made delay in filing written statement. Hence, plaintiff prayed for rejecting the application.

3. Heard both side. Perused the application, say and record of the case. The present application is filed on 01.08.2023. The defendant is ready to file written statement. The valuable rights of the parties are involved. Considering the reasons mentioned in the application and delayed time in filing written statement, defendants need to allow to file written statement. The defendants have consumed time, hence costs required to be imposed. To avoid further multiplicity of proceedings and in the interest of justice, the following order is passed.

**: ORDER :**

1. The application is allowed subject to payment of

costs of Rs.500/- to be paid to the plaintiff.

2. The delay caused for filing written statement is condoned and defendants are permitted to file written statement on record after payment of costs.

Date : 01.09.2023.

[ M.R. Kamat ]  
Jt. C.J.J.D., Pandharpur.