

ORDER BELOW EXHIBIT-31 IN R.C.S.No.161/2018

Defendant No. 3 has filed the present application to set aside no written statement order.

2. It is asserted that, No W.S. order was passed against defendant No. 3. It is necessary to file W.S. within time but due to surge spread of COVID-19 pandemic and lock down situation defendant No. 3 was unable to file W.S. within prescribed time. Hence prayed for setting aside no written statement order passed against him.

3. Plaintiff filed the say and objected the said application stating that, the reason mentioned for delay was not proper. Plaintiff further stated that, if court comes to the conclusion of allowing the application cost be imposed on defendant.

4. Perused the application and say. It reveals that, due to the COVID-19 pandemic there was restrictions of traveling and movements. Due to which, defendant was unable to file written statement within time. It is necessary for the just decision of the case that, the delay caused has to be condoned and the written statement should be taken on record. Therefore, considering the say of the plaintiff and the circumstances narrated by the defendant it will be proper to give an opportunity to file the written statement subject to reasonable cost towards the delay. Considering the above facts, I pass the following order :

ORDER

1. Application is allowed.
2. No written statement order passed is hereby set side, defendant No. 3 is permitted to file the written statement

on record subject to cost of Rs.200/- be given to the plaintiff.

Date : 09/10/2021.

Sd/-
(J. A. Zari)
Jt. Civil Judge (J.D.),
Barshi.

C E R T I F I C A T E

I affirm that the contents of this PDF file Judgment/Order is same word to word as per the original Judgment / Order

(a)	Name of the Stenographer	:	B.B.Salvade
(b)	Court	:	J.A.Zari, Jt.C.J.J.D.&J.M.F.C. Barshi.
(c)	Judgment /Order signed by P.O. on	:	09/10/2021
(d)	Judgment /Order uploaded on	:	09/10/2021