

ORDER BELOW EXH. 20 IN REGULAR CIVIL SUIT NO. 545 OF
2024

Ashok Kande Vs. Suman Jadhawar & Ors

1. This is an application filed by Defendant no 1 to 4 for condonation of delay for filing the W.S. order and permission to file W.S.

2. The defendants contented that, due to unavailability of the document they could not file their W.S within limitation. Hence, prayed for allowing him to accept their W.S on record. The plaintiff has filed his say below the application and contented that the application is filed after huge delay, furthermore, the period of delay has not mentioned in the application. Hence, prayed for rejection of the application.

3. Perused the application and say also gone through the record.

4. After perusal of record, it appears that, defendant No.1 to 4 have duly served summons as per report at Exh.07. Then after they reported their appearance at Exh.09 dt. 21.10.2024. In spite of, fail to file W.S within limitation and file the present application on 03.05.2025. The defendants cannot filed their W.S within stipulated period of limitation. Furthermore, the reason mentioned in the application is not just and proper. The plaintiff has filed the present suit against defendant for the relief of perpetual injunction. The valuable rights of defendants are involved in the present suit. Hence, the application deserves to be allowed. It is always desirable to decided a suit on merits, with this finding I am of the view that the

application deserves to be allowed, hence I proceed to pass following order:

-. ORDER :-

The application is allowed.

Date:09/06/2026	(P. V. Raut) 2 rd Jt. Civil Judge (J.D.), Barshi.
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