



ORDER BELOW EXH NO.21
(Passed on 21/04/2026)

1. Present application is filed by defendant no.1 to 3 for setting aside no written statement order.
2. It is contention of defendant no.1 to 3 that they appeared in present suit through their counsel. But due to agricultural and other household work they were unable to give information to their counsel. Therefore, suit is proceeded without written statement of defendants further. It is contention of defendants that they have not done willfull delay for filing written statement on record. Defendants prayed for setting aside no written statement order and sought permission to filed their written statement on record.
3. Ld counsel for plaintiff filed his say below Exh.21 and submitted that reasons mention in application are not true and correct. He further submitted that reasons for condonation of delay are not satisfactory. He prayed for rejection of application. He further submitted that if application is allowed it will be allow subject to cost.
4. Perused application and say. Heard Ld counsel Shri B.S.Waghmode for defendants and Shri S.A. Rokade for plaintiff.
5. Present suit is filed by plaintiff against defendants for declaration and permanent injunction. Defendants appeared through their counsel on 02/05/2025. Defendants filed present application on 10/02/2026. It reveals that their is delay of 6 months 8 days. The reason for condonation of delay is satisfactory. If delay is condone and no written statement order is set aside then no prejudice will

cause to plaintiff. It will help court to decide case on merits. Therefore, taking into consideration the facts and circumstances of present case I proceed to pass the following order.

ORDER

1. Application below Exh.21 is allowed.
2. No written statement order passed against defendant no.1 to 3 is here by set aside.
3. Defendant no. 1 to 3 are directed to pay jointly cost of Rs.500/- jointly to plaintiff till next date.
4. After payment of cost written statement of defendants will be taken on record.

Date :-21/04/2026.
Place:-Karmala

(A.K.Sharma)
Jt.Civil Judge, Junior Division,
Karmala