

ORDER BELOW EXH.40

IN

Spl.C.S.No.869 of 2023

(CNR No.MHSO220051632023)

This is an application filed by defendants No.15 to 17 to condone the delay to file W.S and set aside no W.S.order.

2] It is submitted by application that due to delay in collecting the important documents and out of station for work, they could not file the W.S. within time. Hence, there is delay to file the W.S., it be condoned and set aside no W.S. order.

3] The application is strongly challenged by filing say that the application is not true and maintainable. It is further submitted that defendants deliberately remained absent and trying to prolong the matter. Hence, it be rejected.

4] Perused the record.

5] Heard learned advocates for the parties.

6] Defendants have filed the present application after delay of few months. The reasons mentioned in the application are not satisfactory. But in the interest of justice and proper adjudication of the suit, the delay should be condoned and no W.S. order be set aside. Therefore, following order is passed.

ORDER

1. Application is allowed.
2. The delay is condoned and no W.S. order is set aside subject to costs of Rs.200/-, be paid to plaintiff.
3. If applicant fails to comply, the application automatically filed.

Sd/-

(M. P Ekhe)

Civil Judge Senior Division,
Karmala.

Place : Karmala.
Date : 24.11.2023.

CERTIFICATE

I affirm that, the contents of the this P.D.F file Order/Judgment are same word to word, as per the original order/ judgment

Name of Stenographer : B.R.Kondekar
Court Name : Civil Court Senior Division, Karmala
Date : 24.11.2023

Order/Judgment signed
by the Presiding Officer on : 24.11.2023

Order uploaded on : 24.11.2023