

ORDER BELOW EXH.63 IN Spl.C.S.No.869/2023

(Dadasaheb Nimgire Vs. Bharat Nimgire and ors.)

Perused the application and say.

2] Perused the record.

3] The defendant No.2 to 14, 18 and 19 through this application prayed to condone the delay and permission to file written statement is claimed. As per their contention due to unavailability of important documents and defendant No.18 and 19 was out of station, therefore, they could not file written statement within time. Hence,they prayed to condone the delay and allow the application.

4] The plaintiff has filed say to the back page of the application and contended that defendants deliberately filed their say at belated stage. If application allowed costs of Rs.5,000/-be imposed.

5] In the light of submissions raised, I have gone through the record. The suit is filed for partition and separate possession as well as declaration and permanent injunction. The reason mentioned in the application is not proper. The application is supported by an affidavit. It is necessary that all the parties should be given an opportunity to challenge the same. Hence, following order is passed.

ORDER

1. The application below Exh.63 is allowed subject to costs of Rs.1,500/-.(Rs.One thousand Five hundred only.)
2. Costs shall be given to the plaintiff.
3. The delay is hereby condoned.

Place : Karmala
Date : 03.10.2025

(Sanjay M.Ghuge)
Civil Judge, Senior Division,
Karmala, Dist.Solapur

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 : 03.10.2025
Order/Judgment signed
by the Presiding Officer on : 03.10.2025
Order uploaded on : 03.10.2025