

ORDER BELOW EXH.65 IN Spl.C.S.No.869 OF 2023

(Dadasaheb Nimgire Vs. Bharat Nimgire)

Perused the application and say.

2] Perused the record.

3] The defendant No.1 in counter claim and plaintiff in original suit through this application prayed to set aside the order of 'no written statement', and permission to file written statement is claimed. As per his contention due to illness and unavailability of some important documents, he could not file written statement within time. Hence, prayed to set aside order of no written statement.

4] The plaintiff in counter claim and defendant in original suit has filed say to the back page of the application and contended that proper order may be passed.

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. The reason mentioned in the application is not proper. The application is supported by an affidavit. As per natural justice all the parties should be given an opportunity to challenge the same. Hence, following order is passed.

ORDER

1. The application below Exh.65 is allowed .
2. Written statement of defendant No.1 in counter claim be taken on record.

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