

ORDER BELOW EXH.36

This is an application filed by defendant(Original plaintiff no.1) for condonation of delay in filing written statement on counter claim filed by plaintiff (Original defendant no.2). Perused the application and say. Heard both the learned counsels at length.

2. Perusal of application reveals that the reasons mentioned are not sufficient one. However to resolve the real controversy between parties it is necessary to accord an opportunity to defendant to place on record his written statement. Moreover, for the delay caused the plaintiff can be compensated in terms of costs. Hence, I am inclined to allow the instant application. Consequently, I proceed to pass following order.

ORDER

1. The application stands allowed subject to costs of Rs.1000/- payable to the plaintiff(Original defendant no.2).
2. After payment of costs amount the written statement of defendant(Original plaintiff no.1) be taken on record.

Place : Dahiwadi.
Date : 25.11.2024

Sd/-
(S. S. Gadve)
C.J.J.D.,