

R.C.S.No. 105/2025

(Ankush Vs. Grampanchayat Aanandpur)

Order Below Exh.22

(Passed on 09-09-2025)

This is an application filed by the defendants No.1 and 2 for setting aside the No W.S. order passed against them with a permission to file their written statement on record. They submitted that defendant No.1 is surpanch and defendant No.2 is the Gramsevak of the Grampanchayat Aanandpur. They could not obtained some revenue documents within time and therefore, they were unable to file their written statement. Now, they have received to same and intended to file the same.

2. The present application has been resisted by the plaintiff by contending that the reasons mentioned in the application are false. He further submitted that the defendants have intentionally avoided filing of written statement and say and therefore the present application be rejected.

3. Perused the application and say alongwith the entire record. Heard both the sides, at length.

4. This is a suit for perpetual injunction. It appears that the No. W.S. order came to be pass vide order dated 19.07.2025. the present application has been filed on 30.08.2025. The defendants have annexed their written statement and say along with present application which shows to their intention to contest the suit on merit. Considering the nature of the suit it is desirable to decide the real controversy between the parties on merit by giving sufficient opportunity to both the sides to establish their stand. So far as the delay is concerned, the same can be compensated by imposing certain amount of cost. Hence, the order:

ORDER

1. The application (Exh.22) is hereby allowed subject to payment of cost of Rs.200/- payable to the plaintiff.
2. On payment of cost, as above, the written statement filed by the defendant No.1 and 2 be taken on record.

[Dictated and pronounced in open Court.]

Place : Wai
Date : 09.09.2025.

(R.M. Bhende)
2nd Jt. Civil Judge Junior Division,
Wai, Dist. Satara.

