

MHTH170010412023



**ORDER BELOW EXH. 11**

01. This is an application by defendant for setting aside no written statement order passed against him. It is submitted by the defendant that he was unable to file say within stipulated period because he was busy in collecting the necessary documents. The delay is not caused delibeartely. It is necessary to the defendant to file written statement in the present suit to decide the matter on merits. Hence, prayed for allowed the application.

02. The plaintiff has filed say overleaf and submitted that the reason for delay not mentioned in the application. Hence prayed reject the applicant.

03. Heard Ld. Advocate for both the sides. Perused material on record. This is suit for money recovery. However, it is necessary to give opportunity to the defendant to decide the matter on merit. Hence, in the interest of justice I pass following order.

**ORDER**

01. Application below **Exh. 11** is allowed.

02. The defendant is hereby allowed to file his written statement.

Date – 27/03/2025.

**(S. R. Bandal)**  
2<sup>nd</sup> Jt. Civil Judge Jr. Division,  
Palghar.