

CNR NO. MHTH160001032022



ORDER BELOW EXH. 28 IN R.C.S. NO. 15/2022
(Sudhakar Bhoir Vs. Harishchandra Bhoir)

The present application is filed by defendant No. 2, 5 and 7 to 11 to take on record written statement by condoning the delay.

2] Plaintiffs have filed say on the reverse of the application and prayed that application be rejected.

3] Perused application and say. Heard learned advocate of both sides.

4] On perusal of record, the present suit is filed for partition. It relates to right to property. Under such circumstances, it is necessary to decide the matter on merit by giving equal opportunity to both parties. No prejudice will be caused to the plaintiffs if the present application is allowed. In fact, it will help to decide the matter on merit. Further it will avoid multiplicity of proceeding.

5] Hence, in view of above discussion, application needs to be allowed in the interest of justice. Therefore, I proceed to pass the following order.

ORDER

- 1) Application (Exh. 28) is allowed.
- 2) Delay caused in filing the say / written statement is condoned and say / written statement stands as read and recorded.

Palghar
Date : 15/04/2023

(Amit P. Kokare)
Civil Judge Senior Division
Palghar