

IN THE COURT OF 6th JT.CIVIL JUDGE JUNIOR DIVISION AT BEED.

ORDER BELOW EXH.16.

1. Read the application and say filed by plaintiff thereon.
2. Heard Ld. Advocates of both the parties.
3. Ld. advocate for the defendant submit that the defendant could not filed written statement within prescribed period. Therefore, "no written statement" order has been passed on 02/11/2018 against him. It is further submitted that there is no negligence on the part of the defendant and prayed that "no written statement" order passed against him may kindly be set aside and allowed to the defendant to file written statement on record. On the contrary, plaintiff submitted that the reason mentioned in the application is sufficient and reasonable. Hence, application may kindly be rejected with costs.
4. On perusal of application along with affidavit, it can be seen that, the reason mentioned in the application is not reasonable and sufficient. But, at the same time, it is to be noted that, this is a suit for recovery of rent. Therefore, it is necessary to grant opportunity to the defendant to contest the present suit by filing his written statement. It would be justified to allow application subject to cost. Hence, I proceed to pass the following order.

:: ORDER ::

1. The application is allowed.
2. Order of no written statement passed on 02-11-2018 against the defendant is hereby set aside and the defendant is permitted to file their written statement subject to payment of cost of Rs.300/- payable to the plaintiff.

Sd/-

Place: Beed.

(D.B.Domale)

Date : 07 /12/ 2018.

6th Jt.Civil Judge Junior Division, Beed.