

IN THE COURT OF SMALL CAUSES AT MUMBAI

ORDER BELOW EXH. 37
IN
R. A. D. SUIT No. 294 OF 2024

Ganesh D. Kesarkar ..Plaintiff
Vs.
The Bombay Dyeing & Manufacturing Co. Ltd. & Ors. ..Defendants

Coram : Smita S. Mane, Judge
C. R. No. 22
Date : 14.11.2024

ORAL ORDER -:

1. The defendant No. 8 has moved this application for condonation of delay in filing written statement.
2. It is contended of the defendant that she did not serve writ of summons. However, she came to know from other defendants about the suit. Thereafter she went to abraod. As she does not know the Court procedure, therefore, written statement can't be filed within time. Accordingly, she prayed for condonation of delay and taking her written statement on record.
3. The plaintiff by filing his handwritten say resisted the application and prayed for rejection of application.
4. Perused record. Heard both side.
5. On perusal of record it appears that the defendant No. 8 waived the service on 20.09.2024. Defendant No. 8 has moved this application along with written statement on 20.09.2024. So, there is no delay in filing written statement. Resultantly, I pass the following order.

: - O R D E R -:

Application Exh. 37 is disposed of.

Date : 14.11.2024

(Smita S. Mane)
Judge, C. R. No. 22