

The learned counsel for petitioner states that due to fault of counsel appearing for defendants, written statement could not be filed. He

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is ready to pay costs and file written statement.

I am of the view that more than sufficient opportunities were granted. The suit is for recovery. Legally, there is no illegality or infirmity in the impugned order. However, in the interest of justice, I am of the view that defendants should be granted one opportunity to contest the suit. Accordingly, defendants are now granted two weeks' time to file written statement and to pay cost of Rs. 300/- plus extra costs of Rs. 25,000/- to plaintiff. On these conditions and on payment of costs, they will be entitled to file written statement. Consequently, instant revision is disposed of with abovenoted observations/directions.

(KULDIP SINGH)
JUDGE

19.2.2018
sjks

Whether speaking / reasoned : Yes / No

Whether Reportable : Yes / No