

## In the Court of Sub Judge-II, Benipur

*Present:-Pranav Kumar Bharti*

Title Suit No.-02 of 2019, Registration No.-02/19

*Kashikant Jha & Others vs. Lakshman Sada & Others*

06-09-2021

Case is called out and record is produced before me. Both Plaintiff and Defendant are absent, do proper pairvi. Perused the case record. On perusal of the case record, it appears to the Court that this suit has been brought by the plaintiffs against six defendants on 04.01.2019. After admission summon and Registered summon were issued against the defendant. But they didn't appear in the suit, then plaintiff was directed to get the notice published in a local Hindi News paper. It further appears that after publication Defendant No.-1 to 6 appeared in this suit on 07.09.2019 and W.S. was filed on their behalf on 15.11.2019 and this suit was fixed for hearing u/s-89 of the Civil Procedure Code herein after referred as the C.P.C. Then by seeing the disinterest of the parties in settlement of the suit, this suit was fixed for filing original documents and suggestive Issues, if any, on behalf of the parties. It further appears that original documents along with suggestive issues has been filed on behalf of the plaintiff on 06.03.2020, but in the order-sheet-"suggestive issues have been filed on behalf of the plaintiff" is only mentioned. Since then almost one and half years have to pass, but neither original documents, nor any suggestive issues has been filed on behalf of the defendants. It is futile to keep this record pending for filing original documents and suggestive issues, so this record is being fixed for hearing on settlement/framing of issues. Both parties are directed to appear for hearing, otherwise proper order will be passed. It further appears that both parties of the suit have left pairvi since 22.01.2020. So, O/C is directed to get this record seen to the learned counsels of both plaintiffs and defendants.

Fixing on 16-09-21 for filing hearing on settlement of the Issues.

Dictated

Sub Judge-II

06-09-21