

**REGULAR CIVIL APPEAL NO.32/2018**  
**ORDER BELOW EXH. 1**

Today through out a day on call upon the appellants and the Ld. Advocate for the appellants but appellants remains absent and the Ld. Advocate of the appellants remains present but no any adjournment application submitted for seeking adjournment and it is strongly objected on the part of respondents by their Ld. Advocate that sufficient opportunity given to the appellants though they have not proceeded with the matter and asked to dismissed for default. This Court perusing the R. & P. it transpires that since 18/04/2019 till 16/11/2021 this Court has given adjournment to the appellants as asked by them. Though they have not proceeded with the matter. Present appeal has been preferred by the Appellants against the judgement and decree passed by 5<sup>th</sup> Additional Senior Civil Judge, Rajkot in Sp.C.S. No.34/2014 dated 31/01/2018 whereby the suit has been allowed and sufficient opportunity given to the appellants though not proceeded with the matter. In the circumstances present appeal deserves to be dismissed for default on the ground of want of prosecution. Hence, present appeal stands disposed off as dismiss for default.

R. & P. be sent to the Ld. Trial Court along with the copy of this order.

Pronounce in open Court on this 17<sup>th</sup> day of October, 2022.

Date : 17/10/2022.  
Place: Rajkot.

**[BHARAT BHASKARBHAI JADAV]**  
12<sup>th</sup> Additional District Judge, Rajkot.  
[UIC NO.GJ-00714]