

ORDER BELOW EXH-1 IN RCS NO.323/12

Perused the record. The plaintiffs have filed present suit for partition and perpetual injunction. The present suit proceeded without the say of defendant No.1 and 2 and ex-parte against defendant No.3 to 9. Present suit is fixed for evidence of plaintiffs. On 11/01/2017 my learned predecessor has granted time as a last chance to lead the evidence. Since then plaintiffs and their advocate are absent. On 27/11/2017 and 13/03/2018 inspite of last chance, time was granted to the plaintiffs to lead their evidence in the interest of justice. But, on the last date plaintiffs and their advocate were again absent. Hence, the matter was kept for dismissal on 12/06/2018. Today, also neither plaintiffs nor their advocate remained present or lead evidence. No purpose will be served by keeping the matter as pending. The conduct of plaintiffs shows that he is not interested to proceed with the matter. Hence, the present suit is liable to be dismissed. Therefore, following order is passed.

ORDER

1. The suit stand dismissed for want of evidence.
2. Accordingly, suit is disposed off.

Date: 16/07/2018.

Sd/-
(R.K.Gaikwad)
4th C.J.J.D. Vadgaon Maval

I affirm that the contents of this P.D.F file judgment are same word for word as per original Judgment.

Name of Steno : N. K. Shaikh

Court Name : Rahul K Gaikwad, JMFC Vadgaon Maval

Date of Judgment : 16/07/2018.

Judgment Signed by P. O. : 16/07/2018.

Judgment uploaded on : 05/04/2018.