

RCS/41/2019

Order below Exhibit 1

1. Today when the case is called out, none is present before this court.
2. Perusal of case papers reveal that the issues are framed on dated 04/04/2025 vide exhibit 31 by my learned predecessor judge. As per CPC order 16 rule 1 list of witnesses is to be supplied within 15 days from date of framing of issues. The matter is at the stage where the court cannot proceed further unless some steps are taken by the plaintiff that is by providing relevant oral and documentary evidence and also by providing list of witnesses.
3. After perusal of the records particularly rojkaam since long time the learned advocate for the plaintiff and the plaintiff have not taken any effort to bring on record list of witnesses and oral as well as documentary evidence.
4. Due to this, it seems to the court that neither plaintiff nor his advocate is interested in conducting proceedings forward. Even though lots of opportunities have been given to them all goes in vain and not a single efforts have been done by plaintiff or his advocate. By further adjournment of this suit there will be no result. Time and resources

of the court will waste if the present suit is further adjourned. Hence, considering all these circumstances, this suit stands dismissed for default particularly for not taking any steps to bring relevant evidence on record and failure to provide list of witnesses.

5. No order as to cost

FINAL ORDER

1. The suit stands “dismissed for default”
2. It is made clear that this court has not gone into the merits of suit.

This order is pronounced in open court on dated 18th august 2025.

NETRANG

(B.R. Lakhwani)

Principal Civil Judge netrang.

GJ01711