

Order below Exh. 1

- (1) Today, the matter is called out. The plaintiff and his Ld. Advocate are not present before this Court.
- (2) It is appears from the record that, the present suit is filed for declaration, specific performance, cancellation of sale deed and permanent injunction and the matter is on the stage of plaintiff's cross examination, but plaintiff and his Ld. Advocate remain absent since long time. Therefore, it seems that he is not interested to proceed with the matter.
- (3) Thus, on perusal of the record and proceedings even though sufficient opportunities are given to the plaintiff, he has failed to proceed with the matter. Under this circumstance, there is no just and proper reason to prolong with the present suit for the further period and accordingly this suit is dismissed for default under Order - 9, Rule - 5 of C.P.C. Looking to the circumstances, no order as to costs. Application(s), if any, stands disposed of.

Sign and Pronounce in the open Court today, on this 18th Day of April, 2026.

Place:- Kapadwanj
Date:- 18/04/2026

(Uttamkumar S. Kalani)
2nd Additional Senior Civil Judge
Kapadwanj
Code No. GJ01125