

Order below exhibit 1

The present suit was filed by Harishbhai Rambhai Mistry against Billimora Nagarpalika Moghabhai Naranbhai for relief of declaration and specific performance mentioned in plaint on 03/04/2014.

On perusal of fact and record of the case it appears that matter is on stage of evidence of plaintiff as the issues were framed on 07/07/2016 vide exhibit 18. But thereafter on perusal of fact and record of the case the plaintiff or his advocate is not remaining present in the case. Already number of adjournments dates have passed and plaintiff is not remaining present and proceeding with the matter and also the defendant are also not remaining present. The number of opportunities have been given to plaintiff side. And since last many adjournments the plaintiff or his advocate is not remaining present or proceeding with the matter and plaintiff is not making any efforts to proceed with the case as the amendment also is not carried out by plaintiff .The matter falls in category of old cases as the suit is filed in the year 2014. Adjournments in larger interest of justice have been granted but no efforts from the plaintiff side is visible and matter has become a dead wood file. Today also the matter was listed on the board and the plaintiff name was called many times but neither him nor his advocate remained present to proceed with the case. Therefore considering the reason cited the following order is passed one exhibit 1.

Order

The present suit is ordered to be dismissed for default for the reason of non furtherance of case further by the plaintiff side.

No order as to costs.

Pronounced in open Court on 15th Noveember 2022 at Gandevi.

Gandevi

Date: 15/11/2022

(Amit Harish Narang)

Judge, UIC No.GJ01312,

Principal Senior Civil Judge,Gandevi