

GJPM040015962024

**ORDER BELOW EXHIBIT 1**

The present plaint has filed by the plaintiff on 6/5/2024 and since then the plaintiff or their learned advocate has failed to remain present. The defendant appeared in the court on 10/06/2024 and filed vakalatnama. The written statement was filed on 17.10.2024 but the plaintiff or the learned advocate failed to remain present. Thereafter the matter was kept for hearing of injunction application and in-between application under Order 7 Rule 11. Was filed. The plaintiff or his learned advocate has failed to remain present for almost one year, so notice was issued to the plaintiff. The notice was returned with an endorsement that twice the plaintiff was not present and asked bailiff to remain present on another date, which was done twice and third time the plaintiff refused to accept the notice. The learned advocate for the plaintiff has failed to remain present even today after refusing to accept the notice.

Therefore looking at the order sheet and past conduct of the plaintiff it is very clear that the plaintiff is not interested in proceeding with his own suit and merely abusing the process of the court. Hence, the suit is dismissed for default of the plaintiff and shall be disposed of accordingly.

Place: Halol
Date: 24/4/2025

(H.H.Vishnoi)
Addl.Civil Judge
Halol