

**IN THE COURT OF PRINCIPAL SENIOR CIVIL JUDGE,
AT JHAGADIA**

Special Civil Suit No. 27 of 2018

Order Below Exh. 1:-

The applicant filed the present special suit against the defendants.

On service of the summons, the defendant appear before this court and filed reply through vide Exhs.42 & 43 on date 19/09/2019 even after this court framed issues vide Exh.50 on 01/09/2023, this case on stage to file plaintiff's evidence from 01/09/2023 to 10/05/2024(last date) even after Ld. Advocate for applicant constantly prayed for adjournment application. As on today the matter called for producing plaintiff's evidence, Ld. Advocate for the plaintiff again prayed for adjournment application vide Exh.56 which is rejected by this court and close the right to file plaintiff's evidence.

Hence, it is crystal clear from the records that the plaintiff is not interested to proceed with the matter. To avoid prolonged this special suit without reason. Hence, I pass the final following Order:-

ORDER

Hence, I pass the final order under Order 9 Rule 3.

The special suit of the plaintiff is hereby dismissed for default under Order 9 Rule 3 of Civil Procedure Code, 1908.

No Order as to costs.

Pronounced in the open court today on 3rd July, 2024.

Date : 03/07/2024
Place: Jhagadia.

(H. S. Patel)
Principal Senior Civil Judge,
Jhagadia. Code No.- GJ00969