

16.09.2022
For order

ORDER ON MEMO FILED BY THE PLAINTIFF ON
03.08.2022

The plaintiff filed this memo stating that she filed suit for the relief of partition and separate possession of the suit schedule property against the defenants. The defendnt No.18 is imploded as a party to the proceedings, but said defendant No.18 is one of the agreement holder and the sale agreement was executed on 17.12.2011 and after that the said agreement of sale was cancelled by executing cancellation of sale agreement on 11.10.2017 before the sub-register Hubballi. Hence, there is no claim against the said defendant No.18. Therefore, prayed to withdraw the claim against the defendant No.18 as not pressed.

In this case summons issued to the defendant No.18 but it is returned with endosrsment as left address. The plaintiff filed the said memo and defendant No.16 said no objection to the said memo. Since plaintiff only not claiming any relief against the defendant No.18 , therefore, if the said memo is accepted, no hardship or loss would be cause to the other defendants. Therefore, the said memo filed by the plaintiff is hereby accepted and suit of the plaintiff is dismissed against defendant

no.18 as not pressed.

Issues framed.

Posted for plaintiff evidence.

Call on:22.10.2022

[Smt.P.R.Patil]

III Addl. Senior Civil Judge and JMFC
Hubballi.