

OS 43/09

(21)

5-15

P. M/S

D/t of RKS

f/Arguments

Plaintiff

Defendant

Order of Judge

Circuit 1. 5-3-15

also

Abb

PC 413

5-3-15 It is pertinent to note that, the matter is pending since 2009. The plaintiff has filed the affidavit and got marked the documents on 07.07.2011 and subsequently he has also got marked the documents on 27.06.2013 and matter was posted for cross-examination. In-spite of providing sufficient opportunity the plaintiff has not appeared before the Court subjecting himself to the cross-examination, in-spite of direction by the Court as per order 23.02.2015. Therefore, a perusal of the order sheet it appears that, plaintiff is not interested to prosecute the case. Therefore, since the matter is pending from 2009, therefore it is necessary to dismiss the suit for non-prosecution. Hence, I proceed to pass the following:

ORDER

Suit of the plaintiff is dismissed for non-prosecution.

(HOSAMANI PUNDALIK)
Prl. Senior Civil Judge and CJM.,
Gadag

PC 5/3/15