

The advocate for the plaintiff filed an application U/S 148 of CPC with a memo and a copy of letter.

Heard. On perusal of the order sheet, it reveals that the plaintiff has maintained the instant suit against the defendants for the relief of partition and separate possession in the year 2013. Since then, the plaintiff has not appeared before the court. That apart, sufficient opportunities have been accorded to the plaintiff to adduce the evidence since 30.11.2015. But till today, the plaintiff has not at all ventured to appear before the court and adduced evidence. Further, the cost imposed on 28.03.2018 also not complied.

That apart, the copy of the letter of the plaintiff reveals that till today she has not obtained permission to travel. As such, if the case is

adjourned till first week of May also, no purpose would be served as there will be civil vacations to the court. On the other hand, the case has been already listed in the five years old cases.

In the circumstances and as discussed above, already sufficient opportunities have been accorded to the plaintiff to proceed with the matter by adducing evidence. Accordingly, this court is of the considered opinion that the plaintiff has not made out any grounds to adjourn the case. Accordingly, application filed U/S 148 of CPC for extension of time to adduce evidence is dismissed. Consequently, the suit of the plaintiff is dismissed for non prosecution.

Prl.Senior Civil Judge & J.M.F.C.,
Hunsur.

