

	R.C.S. No. 67/2001
	<u>Dattu Vithu Shembade Vs. Vijaykumar Dinkar</u> <u>Salokhe</u>
	<u>CNR No. MHKO130002632001</u>

ORDER BELOW EXH .1

Today, when called out repeatedly till 04.30 pm. plaintiff and his learned advocate are absent. No any application for adjournment of proceeding further is filed on record on behalf of the plaintiff. On perusal of the record it appears that my learned predecessor has framed the issues on 03/12/2013, since then, plaintiff has not adduced his evidence in the present matter. Record also reveals that vide order dated 20/06/2017, 06/07/2017, 18/06/2018 my learned predecessor has kept the present matter for dismissal. Moreover, vide order dated 19/07/2025 the present matter is kept for dismissal order. Record also reveals that since many dates plaintiff is absent and not proceeded the present matter when the matter is kept for dismissal order below Exh.1 dated 19/07/2025. Thereafter, 28/01/2026 learned advocate for the plaintiff filed an application for adjournment. On 31/01/2026, plaintiff has filed the application at Exh.117 which is also decided on 04/02/2026. The plaintiff has produced the document and sought the adjournment for adducing evidence vide application Exh.120. There are directions of Hon'ble Supreme Court of India, Hon'ble Bombay High Court and Hon'ble District Court, Kolhapur for speedy disposal of old matters. In spite of that plaintiff and his learned advocate prolonged the matter by filing various applications rather than adducing his evidence. It appears that plaintiff is not interested to proceed with the matter positively. Considering all these aspects & age of the matter, matter be kept for dismissal order

accordingly on next date.

The plaintiff to take note of it.

Kagal.
Date:- 13/02/2026

(Smt. Pranita S. Patil)
Jt. Civil Judge Jr. Dn. Kagal.