

ORDER BELOW EXH.85 IN REG. CIVIL SUIT NO.510/2023
(Rushikesh Vs. Secretary and others.)
(Order passed on the Day of 19th June, 2025)
CNRNOMHLA170032942023

The plaintiff has filed application seeking adjournments on the grounds that, the plaintiff could not appear before the Court as he is taking medical treatment. Therefore, he could not adduce evidence.

2. Defendant No.4 has filed his say objecting the application on the grounds that, already the suit was dismissed in default and later it was restored. The plaintiff is deliberately prolonging the matter with false and frivolous reasons which is prejudicing defendant No.4 who is waiting for justice since 2016. Allowing this application would be sheer miscarriage of justice at the hands of this Court and it will lead to loss of faith on judicial system by defendant No.4. Hence, defendant No.4 prayed that, application be rejected and the suit be dismissed in default.

3. Heard learned counsels for both the parties. Perused the record. It reveals that, already the suit was dismissed on 19.08.2024 due to absence of plaintiff and suit being too old. In view of Judgment and order passed in M. A. No.20/2024 the suit is restored on 16.04.2025. Thereafter, the plaintiff has sought adjournment again on 08.05.2025 and further the plaintiff is seeking adjournment today for adducing evidence. The suit is of the year 2016. Issues are framed on 28.06.2018. Since then the plaintiff could not adduce his evidence and has sought several adjournments. The conduct of

plaintiff reveals that, he is not interested to proceed with the suit and he is seeking adjournments time and again, thereby causing delay in proceeding. The plaintiff has not filed any necessary documents such as medical certificate alongwith application. Hence, the application is liable to be rejected. Therefore, I pass following order:-

ORDER

The application is rejected.

Date:-19.06.2025.

(P. I. Mokashi)
Civil Judge Senior Division,
Ausa.

ORDER BELOW EXH.01 IN REG. CIVIL SUIT NO.510/2023

(Rushikesh Vs. Secretary and others.)

(Order passed on the Day of 19th June, 2025)

CNRNOMHLA170032942023

In view of order passed below Exh.85 the suit is put up for dismissal on 23.06.2025.

Date:-19.06.2025.

(P. I. Mokashi)
Civil Judge Senior Division,
Ausa.