

RCS 665/2004

Order Ex. 1

Today Ex. 25 rejected which is filed for adjournment for argument on Ex. No. 5. Letter on ld. Adv. for defendant appeared at 4.05 pm & submitted that copy of sale deed below Ex 24 not supplied though plaintiff submitted in his say on Ex 25 that copy of said sale deed supplied to defendants & its endorsement was taken by court below Ex. 23. Hence prayed time to argue on Ex 5 though today's application for adjournment on their behalf is rejected.

Perused record again. It is pertinent to note that when application Ex 25 filed & put up before court, plaintiff & his ld. Adv. absent. They appeared for say on it in second session, when defendant advocate was absent & when order passed & ld. Adv. for defendant came before court at 4.05 pm, plaintiff & his ld. Adv. were absent. Record shows that though there is endorsement below Ex 23, no signature on record that defendants got their copy of acknowledgement for such circumstances matter put for argument on Ex 5 by defendant on 18.12.04. Parties to take note.