

ORDER BELOW EXH. 01

Plaintiff and his advocate found absent despite calling repeatedly till 04:00 pm. Perused the record. It appears that, my Id. Predecessor has framed the issues on 15/03/2022 and the matter is posted for trial thereof. However, the Plaintiff is not looking to have took any appropriate steps, in order to proceed further in the suit. Since from 15/03/2022, the Plaintiff has filed the affidavit in lieu of examination in chief on 16/03/2024. Even since 16/03/2024, the Plaintiff has not undergone further examination in chief. It occurs that, the Plaintiff has not taken any positive steps to proceed further with the further examination in chief. Hence, despite several opportunity given to Plaintiff for conducting further examination in chief as well as to undergo cross examination. The matter is posted for evidence therefore in the interest of justice, despite keeping it for non Dismissal order, I deem it proper to give one last opportunity to Plaintiff to proceed further. In such situation, it appears that, the Plaintiff has lost his interest in the present suit and hence he does not want to proceed further. Hence the present matter is hereby kept for dismissal as per the provisions of Order IX Rule 8 of Code of Civil Procedure. The Plaintiff is hereby directed to take necessary steps on next date without fail. If failed on next date, appropriate order regarding dismissal of suit and discarding of evidence will be passed. Parties to take note.

Place – Sangli

Date – 18/04/2024

(Onkar .S. Shastri)

11th Jt. Civil Judge Junior Division, Sangli