

ORDER BELOW EXH. 1 IN R.C.S.No.138/2024
(Tejas Shah Vs. Pankaj Shah)
(CNR No. MHSN050010802024)

Defendant Nos. 1 to 7 and their advocate are present before this Court. None has appeared on behalf of the plaintiff. Exh.17, 20, 21, 23, 24, 26, 27, 29, 31, 32, 33, 34, 35, 36 show that the suit summons issued against defendant nos.10, 13, 14, 16, 17, 19, 20, 22, 24, 25, 26, 27, 28, 29, returned unserved on 19/03/2024. Despite having sufficient opportunities, the plaintiff has not taken steps for issuance of fresh summons upon the said defendant nos. 10, 13, 14, 16, 17, 19, 20, 22, 24, 25, 26, 27, 28, 29. In such attending circumstances, the suit cannot proceed against defendant nos. 10, 13, 14, 16, 17, 19, 20, 22, 24, 25, 26, 27, 28, 29. Hence, the suit is hereby dismissed against defendant nos. 10, 13, 14, 16, 17, 19, 20, 22, 24, 25, 26, 27, 28, 29. under O. IX R. 5 of the Code of Civil Procedure, 1908. The suit shall proceed against the remaining defendants.

Islampur.
Date:- 08/12/2025

(Bhagwan M. Karlekar)
Jt. Civil Judge Sr. Dn., Islampur.