

**Common order below e applications in RCS 58/2024  
Indubai Vs Sagar**

The e application on the last is on behalf of the defendants for dismissal of the suit for failure of the plaintiff to lead evidence.

2 The present application is for adjournment on behalf of the plaintiff.

3 Heard both the sides.

4 As a matter of fact and record, the plaintiff has duly protected by way of an interim order. Issues have been framed way back. It has been submitted on behalf of defendant that the plaintiff is delaying the suit for the interim order operating against the defendants. The plaintiffs have to lead evidence. It is submitted that plaintiff have lead evidence who is ill. No documents to suggest the same. The application is vague. Considering the objection and the urgency of the defendants, it is necessary to control the proceedings. Hence, the following

**Order**

The application of the defendant seeking disposal of the suit is listed for order on the next date.

2 The adjournment application of the plaintiff is allowed, as and by way of last chance.

3 The plaintiff to lead evidence on the next date without fail, if required.

4 The suit is listed on day to day basis.

Jath  
Date: 23/02/2026

(Sanjay P Bunde)  
Jt.CJJD, Jath