

CNR : MHYA07-000031-1990

R.C.S. No.65/1990
M/s. Mahavir Enterprizes-Vs-
Pravinchand Gherwara

ORDER BELOW EXH.1
(Passed on 3rd August, 2018)

1 This suit has been pending since 1990 and thus suit is of about 28 years old. In this suit issues were framed on 28th January, 1991, the same were re-casted on 25th August, 1994 and one additional issue was framed on 18th November, 2006. The plaintiff filed his affidavit in lieu of examination-in-chief on 10th April, 2007. His further examination-in-chief was recorded on 22nd September, 2008. Since then this suit has been pending for further examination-in-chief of the plaintiff and for the cross-examination of the plaintiff.

2 I have heard plaintiff's witness i.e. Dinesh Kothari whether he is ready to face the cross-examination by advocate Mr. Imran Deshmukh. He gave flat denial on the ground that his advocate is not present. However, as I have already pointed out and as I had requested advocate Mr. Oswal many a times to proceed with the suit, but this suit is not proceeded. So, to avoid further delay in this suit proceedings, it is desirable to close evidence of the plaintiff as he has refused to lead further examination-in-chief and as he has refused to face the cross-examination. Hence, the following order.

ORDER

1) The plaintiff's evidence is hereby closed.

2) The suit shall be fixed on 10th August, 2018 for the evidence of the defendant.

(Ketankumar Telgaonkar)
Joint Civil Judge (Jr. Dn.),
Darwha.

Dt/-03/08/2018