

ASIL Ltd.  
V/s.  
Craft Tools

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**Order Below Exh.1 in Summary Suit No.2284/2016**  
**(Old Summary Suit No.5530/2000, City Civil Court, Ahmedabad)**

**Appearance:-**

Mr. D. G. Soni, Learned advocate for the plaintiff.

Mr. K. V. Shah, Learned advocate for the defendant.

**Coram:- Mr. Z. N. Munshi, Judge.**

1. I have perused all the papers on the record. The plaintiff has filed the present suit against the defendant.
2. Looking to the record, initially this suit has been instituted before the Hon'ble City Civil Court, Ahmedabad bearing Summary Civil Suit No.5530/2000, but due to change in pecuniary jurisdiction, this suit has been transferred to this Court and renumbered as Summary Suit No.2284/2016. Looking to the record, this Court has issued notice to the defendant vide Exh.44 on dated 17.12.2016, which came unserved, but the plaintiff has neither given any explanation nor furnished new address of the defendant and lastly, the plaintiff has submitted vide Exh.48 on dated 17.11.2018. Thereafter, neither the plaintiff nor his learned advocate has remained present before the Court nor filed any adjournment application. Today as well, the matter has called out, but neither the plaintiff nor his learned advocate has remained present before the Court.

3. Thus, it clearly appears that the plaintiff is not interested to proceed further with the matter. Therefore, I have no reason to extend the matter. Hence, I pass the following order in the interest of the justice.

### **ORDER**

1. The present suit is hereby dismissed for default under Order-9, Rule-3 of C.P.C.
2. No order as to cost.

Pronounced and signed in the open Court today i.e. 30<sup>th</sup> day of December, 2022.

Date: 30/12/2022.

Place: Ahmedabad.

(Z. N. Munshi)  
Judge,  
Small Cause Court No.6,  
Ahmedabad.  
Code No. GJ01034,