

Summary Suit No. 571-2020.

ORDER BELOW EXH.1

[1] Present suit is instituted in the Year 2009. It seems from the record that notice of present suit vide Exh.21 is issued for service and it transpires that address of the defendant is already changed. Originally this matter is pending for hearing of plaintiff.

[2] The Court has gone through entire case record; Court has given so many adjournments in the interest of justice. But it seems from the record that Plaintiff did not turn to this case for further compliance under O.9 R.5 Of CPC.

[3] On considering the above stated factual aspects of the case as well as the Roj-kam; it shows that now Plaintiff has no further interest in present litigation. Moreover, proceedings of this suit cannot be preceded further without proper service to Defendants. Hence; Looking to the due non proceedings on part of Plaintiff and the provisions of O.09 R. 5 of the Code Of Civil Procedure, I pass following order in the interest of justice.

: O R D E R :

[1] In view of the provisions of O.09 R.05 of the Code Of Civil Procedure;1908, the present suit stands disposed of for want

of further proceedings by Plaintiff.

[2] No costs.

Pronounced in the open Court today on Dated *23rd* of
month *February* of the Year *2023*.

Date :23/02/2023.

[Neerav R. Vyas]

Judge;

Court No.8;

Ahmedabad.

GJ01060.