

ORDER BELOW Exhibit : 01

Order for Dismissal for Default (Order 9 Rule 8) of Civil Procedure Code 1908

- After perusing the records of the case, notice was duly served to the plaintiff vide exhi.5 on dated 20.09.2018 but neither plaintiff nor Ld. adv. for the plaintiff appeared till date and also did not try to proceed the matter further.
- As the plaintiff is the master of his own suit, shall remain present either in person or through his pleader for all the proceedings conducted by the Court. But, since a reasonable time, has given by this Court, neither the plaintiff nor the Ld. Advocate for the Plaintiff had appeared before this Court to proceed the case further.
- Today, neither the plaintiff nor the Ld. Advocate for the Plaintiff had remain present before this Court, and nor any application is moved by him or through his pleader which could justify the negligence of their failure to remain present.
- Hence, looking to the case on record and perusing the documents and process carefully, it is found that, even after sufficient opportunities have been given to the parties to proceed with their case, plaintiff had not remain present, and also as this matter is old, therefore, in the interest of Justice, I pass the following order:

ORDER

1. The present suit is disposed off as Dismiss for Default under Order 9 rule 8 of the Civil Procedure Code,1908
2. No Order to Costs.

Pronounced in the open Court today i.e 30th day of November of Year 2018.

Date: 30/11/2018
Place: Ahmedabad

Ms. Neha Ratusaria
[UIC: GJ0133]
4th Addl. Civil Judge
Ahmedabad(Rural)
Ahmedabad