

**Order below exhibit 1**

**RCS 93/17**

After taking over the charge as a 4th Additional Civil Judge & J.M.F.C. on 11th May'17, this matter was transferred to my court by an office order (vide no. ADM/JUD/4200/17 dated 3<sup>rd</sup> day of November'17). After framing of issue (vide exhibit no. 32) on 12<sup>th</sup> day of February'18 while call out was made then neither of the parties appeared along with their Ld. Advocates. So the notices regarding framing of issued and transfer of this matter to this court were issued upon the parties to this suit. However the same was served upon the plaintiffs (vide exhibit no. 33), defendant no. 1 & 2 (vide exhibit no. 34) & defendant no. 3 (vide exhibit no. 35). On 12<sup>th</sup> day of March'18 an adjournment petition (vide exhibit no. 36) was filed on behalf of the plaintiffs for filing of their evidence. But thereafter four adjournment dates were granted but neither the plaintiffs nor their Ld. Advocate remained present. It is proper to mention here that Ld. Advocate of the defendants remained present on all most all adjournment dates. Moreover on 30<sup>th</sup> day of April'18 a last chance was given to the plaintiffs. But on next adjournment date i.e., today while call out was made neither the plaintiffs nor their Ld. Advocate appeared. So after considering the conduct of the plaintiffs this court came to this conclusion that they are not interested to proceed with this suit. Therefore for the interest of justice as well as for the interest of this suit I'm passing the following order on 7<sup>th</sup> day of May, 2018 in open court.

**ORDER**

Let this suit be dismissed for default & thereby this suit is being disposed of accordingly.

Place: Vapi

Date: - 07/05/2018

(Sudipta Pal)  
4th Addl. Civil Judge  
& J.M.F.C., Vapi