



SPECIAL CIVIL SUIT NO. 477/1988
ORDER BELOW EXH.1.

Read the pursis Exh.385 and 388. The plaintiff does not want to proceed with the suit. According to the plaintiff the dispute is settled amongst the parties, he, therefore, wants to withdraw the suit. Defendant no. 16 and 17 filed their say. They do not oppose the withdrawal of the suit, however, claim the costs. Other defendants do not appear before the Court.

2. On the perusal of the record, it appears that, since 1988 the parties are facing the suit. After hearing of the argument, the plaintiff filed these pursis. In the circumstances, claim of the cost by defendant no.16 and 17 is a proper. As stated above the suit is pending in the Court for the period of more than 35 years. Considering the age of the suit of Rs. 20,000/- would be an appropriate costs. Hence, I pass the following order :-

ORDER

1. The Suit is disposed of as withdrawn.
2. The plaintiff shall be pay the cost of Rs. 20,000/- to defendant no. 16 and 17.
3. The Court fee be refundable as per rules.

Date : 31-03-2023.

(Vinod R. Patil)
7th Jt. Civil Judge Senior Division
Ahmednagar.