

ORDER BELOW EXH.3 IN SUMMARY SUIT NO.494 OF 2021.

Mr. A. J. Shah, learned advocate for the plaintiff.

CORAM : H. N. KAZI : CHIEF JUDGE:

1 *Heard the learned advocate for the plaintiff.*

2 *The plaintiff has filed this suit against the defendant and summons has been duly served to defendant. Thereafter, the defendant has not appeared before the court and has not filed his appearance. Therefore, the plaintiff has given the application to pass ex parte decree against the defendant vide exhibit – 12 with affidavit. Therefore, when the defendant has not filed his appearance after duly serving the summons, Therefore, under Order 37 Rule 2(3) of the Civil Procedure Code, the plaintiff is entitled to get the ex parte decree against the defendant. Therefore, I pass the following final order.*

O R D E R

1 *Decree of Rs.90,000/- (Rupees Ninety Thousand Only) is passed against the defendant with cost of the suit and interest thereon at the rate of 6% per annum from the date of the suit till realisation.*

2 *Decree to be drawn accordingly.*

Date : 20.12.2021.

Ahmedabad.

(H. N. KAZI)

CHIEF JUDGE, CODE GJ00411

SMALL CAUSES COURT

AHMEDABAD.