

IN THE COURT OF THE PRINCIPAL JUNIOR CIVIL JUDGE AT SANGAREDDY

PRESENT: SRI.D.VIJAYA SARADHI RAJU,  
PRINCIPAL JUNIOR CIVIL JUDGE,  
SANGAREDDY.

I.A.No. 963 OF 2017  
IN  
O.S.No. 344 OF 2012

Between:

B.Vaidyanath Reddy

...Petitioner/Plaintiff

AND

S.S.P.D.L Ventures (P) Ltd.

...Respondent/Defendant

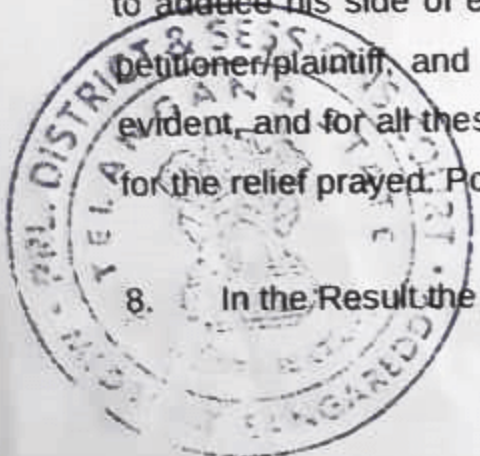
**DOCKET ORDER, DATED 01-08-2018**

1. This is the petition filed U/Or 9 Rule 9 of CPC by the petitioner/Plaintiff with a prayer to restore the suit to its original number and stage.
2. The Respondent/Defendant Resisted the petition by way of Counter.
3. Heard both sides. Perused the Record.
4. The suit in OS No. 344/2012 was dismissed for default, by docket order dated 11-07-2017 for the failure of Petitioner/Plaintiff to adduce his side of evidence. In the present petition it is the submission of the petitioner that he has filed certain petitions in the suit proceedings, and when those were dismissed, he preferred CMA before the Hon'ble District Court and Revision before the Hon'ble High court, and those were pending and that the petitioner is unable to proceed with the trail in the suit proceedings.
5. The Respondent in his counter contending interlia that after providing number of reasonable opportunities and due to failure of petitioner to adduce evidence when the suit stood for petitioners evidence conditionally, the suit was dismissed, and in the present petition the reasons put forth by the petitioner is not sufficient one to restore the suit, and there is no bonofides on behalf of the petitioner in seeking the restoration of the suit, for these reasons the petition need to be dismissed.
6. Now the Point that arises for consideration is that, **"Whether the Petition Merits Consideration.?"**

7. POINT:-

As can be seen from the docket proceedings of the suit it is the suit of the year 2012, the issues in the suit were framed on 20-11-2014, and inspite of granting of number of Adjournments the petitioner/Plaintiff failed to adduce his side of evidence and upon noticing the same this court has posted the suit on 11-07-2017 for plaintiff evidence on condition, on that day the plaintiff failed to adduce his side evidence, and the docket order date 11-07-2017 is vividly showing petitioner/plaintiff failed to show proper reason for non adducing of evidence. Even in the present petition also the petitioner is not expressing his readiness to adduce his side of evidence, and suprisingly he is imposing terms to the court that he will adduce his side of evidence after seeing the result in CMA filed by him. It appears to me that no purpose will be served even by restoring of the suit for the reasons that petitioner/plaintiff is not ready to adduce his side of evidence. For the reasons cited above the negligent conduct of petitioner/plaintiff, and his casual approach towards the litigations filed by him are evident, and for all these reasons it can be said that the petitioner/plaintiff is not entitle for the relief prayed. Point is decided in Negative.

8. In the Result the petition is Dismissed without costs.

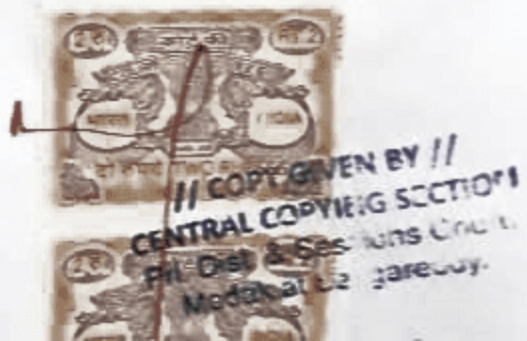


*[Signature]*  
 PRL JUNIOR CIVIL JUDGE,  
 SANGAREDDY

Verified to be True Copy  
 CENTRAL COPYING SECTION  
 DIST & SESSIONS COURT  
 MEDAK AT SANGAREDDY

(2) Set

Cost Fee & Rs: 8/- affixed  
 by the Applicant *[Signature]*



*[Signature]* A. Bal Reddy