

**Before: Shri S. S. Agate**  
Addl. Registrar (O.S.) /  
Addl. Prothonotary and Senior Master

**CALLED FOR DIRECTION :**

Ms. Priya Rombade i/b Bharat Joshi, Advocate for  
the Applicant.

PC.: 1. This Chamber Order is taken out by Bharat Joshi, Applicant/Advocate for the Plaintiff, seeking discharge on behalf of the Plaintiff, Prakash Manubhai Kapadia.

2. The applicant has filed Affidavit of service dated 14.11.2024. In spite of service, today no one is present on behalf of the Plaintiff.

3. Perused Chamber Order and Affidavit in support thereof. Paragraphs – 2, 3 and 4 are relevant which are reproduced here under;

2. I say that, by my letter dated 09th September 2024 followed by E-mail (bjoshilawyer@yahoo.in) dated 21<sup>st</sup> September 2024, had informed the Plaintiff that, since filing of the suit, Plaintiff have failed and neglected to provide any instructions or contact me personally for taking further steps in the matter. Therefore, I would be withdrawing my appearance. Hereto annexed and marked Exhibit -A colly. are the copies of letter dated 09<sup>th</sup> September '2024 and E-mail dated 21<sup>st</sup> September 2024. The said letter was sent by registered post which was returned back with the remark addressee moved though Plaintiff still resides at same last known address. But the E-mail was duly served upon the Plaintiff and the Plaintiff had acknowledged the said E-mail by reply email ([sweet17zankhi@yahoo.com](mailto:sweet17zankhi@yahoo.com)) dated 23.09.2024. A copy of email by Plaintiff is annexed herewith and

