

**IN THE COURT OF THE SENIOR CIVIL JUDGE, AIZAWL DISTRICT,  
AIZAWL MIZORAM  
Money Suit No.10/2005**

Vijaya Bank,  
(A body Corporate Constituted under  
the Banking Companies)  
Aizawl Bench

.....Plaintiff.

-Versus-

Nurul Islam  
S/o Abdur Rahman,  
Barpeta, Road, Ward No.9  
Barbeta, Assam,  
Local Address : J/C Services,  
C/o Mana International,  
Bara Bazar, Aizawl.

.....Defendant.

**BEFORE  
R.VANLALENA, Senior Civil Judge-2**

For the Plaintiff : Shri W.Sam Joseph & Ors, Advocates.

For the Defendants:

Date of Judgement: 30.4.2012.

**JUDGEMENT AND ORDER**

**30.4.2012**

Plaintiff Vijaya Bank, Aizawl Branch, Aizawl is present through Counsels Shri W.Sam Joseph & other, Advocates.

Today is fixed for appearance of the defendant Mr. Nurul Islam. However, the defendant could not be traced out till date in order to procure his attendance in this court.

The instant Money Suit No.10 of 2005 had been instituted by the plaintiff Bank on 18.03.2005 for recovery of Rs.51,133/- with interest @ 18% w.e.f. 18.03.2005 from the defendant. This court had issued summons to the defendant for many times. The plaintiff Bank too had been instructed to provide correct address or any other address to which the defendant could be traced out, but failed till date.

As the defendant Nurul Islam could not be trace out till date even after exhausting all possible efforts, the case against him is not possible to be proceeded further.

Ld. Counsels Shri W.Sam Joseph 7 other Advocates submitted that the case may be dismissed due to inability to trace our the defendant.

I have considered the submissions of the counsels. The instant Money Suit No.10 of 2005 is thus dismissed due to inability on the part of the plaintiff to trace out the defendant.

Hence the suit is dismissed.

Given under my hand and seal of this court on this 30<sup>th</sup> April, 2012.

**Sd/-R.VANLALENA**  
Senior Civil Judge – II  
Aizawl District : Aizawl.

Memo No.            /SCJ-I I(A)/2012:      Dated Aizawl the 30<sup>th</sup> April,2012.  
Copy to:

1. Vijaya Bank, Aizawl Branch, Aizawl through counsel W.Sam Joseph.
2. Registry Section.
3. Case record.

**PESHKAR**

