

CS NO. 316/23  
ASLAM PARVEZ Vs. AMNA BEGUM

17.01.2025

Present: Sh. Javed Khan, Advocate for the plaintiff.  
Mohd. Danish, Advocate for the defendant no.1 and  
2 through video conferencing.  
None for defendant no.3, 4, 5 and 6.

I have heard ld. counsels and carefully gone through  
the record.

An application under Order V Rule 20 CPC was  
filed by the plaintiff. As requested by ld. counsel for the plaintiff,  
let this application be kept for consideration at appropriate stage.

Issue fresh summons of the suit and notice of interim  
application to defendant no.3, 4, 5 and 6 by all legally  
permissible modes including the mode of e-mail and fax.

Steps be taken within 15 days in accordance with  
law.

Summons be also given *dasti*, if so requested by  
plaintiff in respect of a particular defendant and process server be  
directed to serve notice by affixation in case of refusal or non-  
availability of any particular defendant.

It is stated that defendant no.6 is residing in Canada.  
The proper procedure and protocol for service upon defendant  
no.6 be followed. If so required, plaintiff may file  
additional/fresh address of any particular defendant along with  
contact details by moving an appropriate application and process  
may be issued accordingly.

Put up for following steps:

- i) Filing of written statement and reply to application under Order XXXIX Rule 1 and 2 CPC by defendant no.3, 4, 5 and 6 within thirty days from the date of service of summons after giving advance copy to the plaintiff/learned counsel.
- ii) For filing of replication/rejoinder by the plaintiff, if any, by giving advance copy to the opposite party.
- iii) Arguments on application under Order VII Rule 11 CPC filed by defendant no.1 and 2 and interim application filed by the plaintiff.

Put up on 07.03.2025.

(SANJEEV JAIN)  
Principal District & Sessions Judge  
North-East, Karkardooma Courts,  
Delhi/17.01.2025