

23 M A C T 285/23
AKBAR ALI Vs. SAHIR AND ORS.

09.06.2023

Present: Amir Mohd., Ld. Counsel for the petitioners.
Sh. Shahnawaz Akhtar, Ld. Counsel for R1 alongwith
R1.
None for R2 and R3.

Fresh vakalatnama has been filed on behalf of R1.
Same is taken on record.

R1 submits that he is aware whether the offending vehicle bearing no. DL3CBR9668 was insured or not at the time of accident.

Notice issued to R2 remained unserved and received back with the report that no such person is residing on the said address. R1 has produced the RC of the said offending vehicle in which the mentioned details are similar to the details mentioned in the memo of parties. It means that R2 is deliberately avoiding the service. Therefore, it is assumed that R2 has been served U/O V Rule 9 (5) CPC. Hence, R2 is proceeded ex-parte.

Ld. Counsel for R1 requests for short adjournment to file reply. The same be filed within four weeks. Advance copy be supplied to opposite parties.

Put up on 31.07.2023.

(Gagandeep Jindal)
ADJ-1+ MACT, N/W, Rohini Courts,
09.06.2023