

08.02.2024

(Second PA is on leave today and no substitute has been provided on her place.)

Present: Sh. Ashwani Chadha, Ld. counsel for Plaintiff.
Sh. Saurav Chobey, Ld. counsel for Defendant no. 5
(through VC).

An application under Order 5 Rule 20 CPC filed by
Plaintiff.

Heard and perused.

Put up for Orders at 4.00 PM.

(Mohammad Ehtesham)
ADJ-03(Shahdara),
KKD Courts, Delhi
08.02.2024.

At 4.00 PM

By way of instant application under Order 5 Rule
20 CPC, Plaintiff wants substituted service of Defendant no. 1
/Sh. Dipak Chaudhary and Defendant no. 2/Sh. Rohit Kumar.

I have perused the record.

As per reports over processes sent to the Defendant
no. 1, he remained unserved with report 'no such person'.

As per reports over processes sent to the Defendant
no. 2, he remained unserved with report 'there is no complete
address on the processes'.

In the application in hand, Plaintiff has mentioned that Defendant no. 1 and 2 are intentionally and deliberately avoiding the service.

Application is silent as to the addresses mentioned in the Memo are the last known addresses of said defendants. Further application is supported with affidavit of Ld. Counsel for plaintiff.

Further arguments are required.

Put up for arguments on said application on **30.04.2024.**

In the meantime, Plaintiff is at liberty to file fresh /complete addresses of Defendant no. 1 and 2 and shall take steps for their service through all modes. Steps be taken within 07 days.

(Mohammad Ehtesham)
ADJ-03(Shahdara),
KKD Courts, Delhi
08.02.2024.