

2 CS 2634/16

RITU GUPTA AND ORS. Vs. USHA DHAND AND ORS.

19.01.2024

At 10:12am

Present: Sh. Rohit Yadav, Ld. Counsel for the plaintiff.
Defendants no.1 to 3 are yet to be served.
Sh. Yogender, Ld. counsel for the defendant no.4
through VC.
None for the defendant no.5.
None for the defendants no.6.
Sh. Devendra Kumar, Bank of Barodra, Patparganj
Branch, Delhi as business associates of defendant no.7 in
person.
Sh. Dhiraj Pandey, Ld. counsel for the defendant no.8.
None for the defendant no.9.

Fresh Vakalatnama filed on behalf of the plaintiff. Same
is taken on record.

An application under Order V Rule 20 R/W Section 151
CPC filed on behalf of the plaintiff. Same is taken on record.

It is submitted by the Ld. Counsel for the plaintiff that
defendants no.1 to 3 are intentionally and deliberately avoiding the
service of summons in the present matter. It is further submitted that
the address of defendants no.1 to 3 mentioned in the memo of parties
is the last known address of the said defendants to the plaintiff. The
Ld. Counsel for the plaintiff further requests to issue summons by way
of affixation and publication.

Heard. Application and record perused.

(2)

In view of the submissions and contentions made in the application, the present application is hereby allowed. Accordingly, application is disposed off.

Issue summons to the defendants No.1 to 3 by way of publication in daily newspaper of both Hindi and English i.e. “Rashtriya Sahara” and “Times of India” as well as by way of affixation of the summons on the door/conspicuous place of the defendant residence/address mentioned in the memo of parties, on filing of PF.

Plaintiff is directed to file process fee for summoning the defendants no.1 to 3.

Put up for compliance, appearance on behalf of defendants no.1 to 3 and further proceedings on 26.03.2024.

(Deepanker Mohan)
Additional District Judge-04
Shahdara District/KKD Courts/Delhi
19.01.2024