

CS No. 16370/16

Ravinder Prakash Jain & Ors. vs. Mahipal Singh & Ors.

04.01.2018

Present : Advocate Ms. Himangi Kapoor, proxy counsel for Advocate Sh. Sanjeev Sahai for plaintiff.  
None for defendants.

Ld. Proxy counsel has filed an application under Order V Rule 17 CPC for effecting service of notice upon LR's of defendant no. 2.

Submissions heard.

Perusal of judicial file reveals that plaintiff's application for impleading LR's of deceased defendant no. 2 was filed before Sh. Anil Kumar Sisodia (DHJS), Joint Registrar (Judicial) on 05.01.2015 but service has not been effected till date as notice/ process was received back unserved with report that addressees were not residing at the given address and plaintiff was thereafter directed to furnish fresh/ complete address of LR's of defendant no. 2 vide order dated 09.02.2017 and 26.04.2017.

Since notice of application could not be served upon LR's of defendant no. 2 for last two years so application is allowed and notice of both applications under Order XXII Rule 4 CPC dated 10.12.2014 and 14.03.2016 be served upon LR's of defendant no. 2 by way of publication in Hindi Newspaper "*Dainik Jagran*" and in English Newspaper "*Hindustan Times*" on filing of PF and publication charges returnable on **04.04.2018**.

(TARUN YOGESH)  
ADJ-03/Dwarka Courts  
New Delhi /04.01.2018