

Civ DJ no. 386/2024

Shailender Kapoor Vs Sanjeev Kumar Bahal

12.11.2024

File is taken up today on the application moved under order 5 rule 20 CPC.

Present: Sh. Sumit Madan, Ld counsel for the plaintiff.

Ld counsel for the plaintiff submits that the address of defendant given in memo of parties is the last known address of the defendant and no other address of the defendant is known to the plaintiff. He further submits that as per report of the process server, the defendant was residing at the given address but the said house has been found locked. He further submits that service of defendant by ordinary process is not possible and requests the court to allow the plaintiff to serve the defendant by way of substitute service.

Heard. Case file as well as application has been perused.

In view of the abovesaid facts, the court is of the opinion that it is not possible to serve summons upon the defendant by way of ordinary process. Application of the plaintiff filed under order 5 rule 20 CPC stands **allowed**. Plaintiff is allowed to serve the summons of the suit for settlement of issues upon the defendant through publication in Newspaper "The Statesman". Publication charges be deposited directly with the News agency. Process be given dasti for the said purpose.

The earlier date i.e. 16.12.2024 stands cancelled.

Put up for further proceedings on **10.02.2025**.

(SHIV KUMAR)
District Judge-02, Court no.127,
West Distt, Tis Hazari courts
Delhi:12.11.2024